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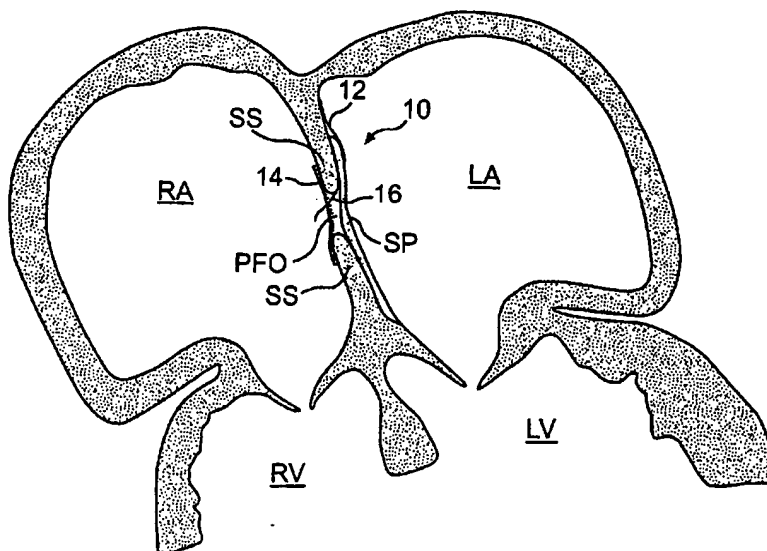
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(54) Title: **CLOSURE DEVICES , RELATED DELIVERY METHODS AND TOOLS, AND RELATED METHODS OF USE**



(57) Abstract: A device for sealing a patent foramen ovale (PFO) in the heart is provided. The device includes a left atrial anchor adapted to be placed in a left atrium of the heart, a right atrial anchor adapted to be placed in a right atrium of the heart, and an elongate member adapted to extend through the passageway and connect the left and right atrial anchors. The right atrial anchor preferably includes a plurality of arms and a cover attached to the arms. The left atrial anchor also includes a plurality of arms and preferably does not include a cover. Preferably, the elongate member has a first end of fixedly connected to the left atrial anchor and a portion, proximal to the first end, releasably connected to the right atrial anchor. Preferably, the elongate member is flexible.

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CLOSURE DEVICES, RELATED DELIVERY METHODS AND TOOLS,
AND RELATED METHODS OF USE

DESCRIPTION OF THE INVENTION

Field of the Invention

[001] This invention relates to devices for closing a passageway in a body, for example a patent foramen ovale in a heart, related methods and devices for delivering such closure devices, and related methods of using such closure devices for sealing the passageway.

Background of the Invention

[002] Figure 20 shows a portion of a heart in longitudinal section, with the right atrium (RA), left atrium (LA), right ventricle (RV) and left ventricle (LV) shown. Figure 20 also shows the septum primum (SP), a flap-like structure, which normally covers the foramen ovale, an opening in the septum secundum (SS) of the heart. In utero, the foramen ovale serves as a physiologic conduit for right-to-left shunting of blood in the fetal heart. After birth, with the establishment of pulmonary circulation, the increased left atrial blood flow and pressure presses the septum primum (SP) against the walls of the septum secundum (SS), covering the foramen ovale and resulting in functional closure of the foramen ovale. This closure is usually followed by anatomical closure of the foramen ovale due to fusion of the septum primum (SP) to the septum secundum (SS).

[003] Where anatomical closure of the foramen ovale does not occur, a patent foramen ovale (PFO) is created. A patent foramen ovale is a

persistent, usually flap-like opening between the atrial septum primum (SP) and septum secundum (SS) of a heart. A patent foramen ovale results when either partial or no fusion of the septum primum (SP) to the septum secundum (SS) occurs. In the case of partial fusion, a persistent passageway exists between the superior portion of the septum primum (SP) and septum secundum (SS). It is also possible that more than one passageway may exist between the septum primum (SP) and the septum secundum (SS).

[004] Studies have shown that a relatively large percentage of adults have a patent foramen ovale (PFO). It is believed that embolism via a PFO may be a cause of a significant number of ischemic strokes, particularly in relatively young patients. It has been estimated that in 50% of cryptogenic strokes, a PFO is present. Patients suffering a cryptogenic stroke or a transient ischemic attack (TIA) in the presence of a PFO often are considered for medical therapy to reduce the risk of a recurrent embolic event.

[005] Pharmacological therapy often includes oral anticoagulants or antiplatelet agents. These therapies may lead to certain side effects, including hemorrhaging. If pharmacologic therapy is unsuitable, open heart surgery may be employed to close a PFO with stitches, for example. Like other open surgical treatments, this surgery is highly invasive, risky, requires general anesthesia, and may result in lengthy recuperation.

[006] Nonsurgical closure of PFOs is possible with umbrella-like devices developed for percutaneous closure of atrial septal defects (ASD) (a condition where there is not a septum primum (SP)). Many of these conventional devices used for ASDs, however, are technically complex, bulky,

and difficult to deploy in a precise location. In addition, such devices may be difficult or impossible to retrieve and/or reposition should initial positioning not be satisfactory. Moreover, these devices are specially designed for ASDs and therefore may not be suitable to close and seal a PFO, particularly because the septum primum (SP) overlaps the septum secundum (SS).

SUMMARY OF THE INVENTION

[007] In accordance with the invention, methods, tools, and devices for closing a passageway in a body, and more specifically closing a patent foramen ovale (PFO), are provided.

[008] According to one aspect of the invention, a device for sealing a passageway in a human body is provided. The device comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and an elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor.

[009] According to another aspect of the invention, a device for sealing a passageway in a human body comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member capable of moving

through the second anchor to vary a length of the elongate member between the first and second anchors.

[010] According to another aspect of the invention, a device for sealing a passageway in a heart is provided. The device comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, wherein the first anchor pivots relative to the elongate member and the second anchor pivots relative to the elongate member.

[011] According to yet another aspect of the invention, a device for sealing a passageway in a heart comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, wherein each of the first and second anchors is collapsible from a deployed state to a collapsed delivery state.

[012] According to a further aspect of the invention, a device for sealing a patent foramen ovale in a heart is provided. The device includes a first anchor including a first plurality of arms adapted to be placed proximate a first end of the patent foramen ovale, a second anchor including a second plurality of arms adapted to be placed proximate a second end of the patent foramen ovale, and a flexible elongate member adapted to extend through the patent foramen ovale and connect the first and second anchors, the elongate

member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor, and wherein each of the first and second plurality of arms are collapsible from a deployed state to a delivery state.

[013] According to another aspect of the invention, an assembly for sealing a passageway in a heart is provided. The assembly comprises a positioning catheter capable of extending to the passageway, and a closure device capable of sealing the passageway, the closure device including a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, wherein the closure device is positionable within the positioning catheter in a first collapsed state and extendable from the positioning catheter in a second deployed state.

[014] According to yet another aspect of the invention, an assembly for sealing a patent foramen ovale in a heart is provided. The assembly comprises a guide catheter capable of extending to the patent foramen ovale, a positioning catheter capable of extending through the guide catheter to a position near the patent foramen ovale, and a closure device capable of sealing the patent foramen ovale, the closure device including a first anchor having a first plurality of arms adapted to be placed proximate a first end of the patent foramen ovale, a second anchor having a second plurality of arms adapted to be placed proximate a second end of the patent foramen ovale, a flexible elongate member adapted to extend through the patent foramen ovale

and connect the first and second anchors, and a releasable fixation mechanism that selectively engages a distal portion of the positioning catheter to releasably connect the second end of the elongate member to the second anchor, wherein the closure device is positionable within the positioning catheter in a first state wherein each of the first and second plurality of arms are collapsed and extendable from the positioning catheter in a second deployed state wherein each of the first and second plurality of arms are extended.

[015] According to another aspect of the invention, a method of sealing a passageway in a heart is provided. The method comprises placing a first anchor proximate a first end of the passageway, placing a second anchor proximate a second end of the passageway, and moving the second anchor relative to the first anchor along a flexible elongate member disposed between the first and second anchors within the passageway.

[016] According to another aspect of the invention, a method of placing a closure device to seal a passageway in a heart comprises advancing a catheter into a first end of the passageway and out a second end of the passageway, advancing a first anchor of a closure device out of a distal end of the catheter, withdrawing the catheter through the passageway, positioning the first anchor adjacent the second end of the passageway, advancing a second anchor of the closure device out of the distal end of the catheter, and positioning the second anchor of the closure device adjacent the first end of the passageway.

[017] According to a further aspect of the invention, a method of delivering a closure device to a patent foramen ovale in a heart is provided. The method includes advancing a catheter into the right atrium of the heart, advancing the catheter through the patent foramen ovale into the left atrium of the heart, deploying a first anchor of the closure device in the left atrium, withdrawing the catheter into the right atrium of the heart, and deploying a second anchor of the closure device in the right atrium.

[018] According to another aspect of the invention, a closure device for sealing a passageway in a heart comprises a left atrial anchor configured to close a first end of the passageway, a right atrial anchor configured to close a second end of the passageway, and a flexible elongate member connecting the left and right atrial anchors, wherein the elongate member has a first end fixedly connected to the left atrial anchor and wherein the right atrial anchor is movable with respect to the elongate member and is configured to releasably attach to the elongate member at any one of a plurality of points along a length of the elongate member.

[019] According to another aspect of the invention, an assembly for sealing a passageway in a heart includes a guide catheter configured to extend from a point of entry into a body to the passageway, and a closure device capable of sealing the passageway, the closure device including a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member connecting the first and second anchors, wherein a first end of the elongate member is connected to the first

anchor and wherein the elongate member extends through the second anchor and through the catheter to the point of entry into the body.

[020] According to yet another aspect of the invention, a device for sealing a passageway in a human body comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member capable of moving through the second anchor to vary a tension of the elongate member.

[021] According to another aspect of the invention, a device for closing a passageway in a human body comprises a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end releasably connected to the first anchor and a second end releasably connected to the second anchor.

[022] According to another aspect of the invention, a device for closing a passageway in a heart comprises a left atrial anchor adapted to be placed in a left atrium of the heart and including a plurality of uncovered arms, a right atrial anchor adapted to be placed in a right atrium of the heart and including a plurality of arms and a cover attached to the plurality of arms, and a flexible elongate member adapted to extend through the passageway and connect the left and right atrial anchors, the elongate member having a first end fixedly

connected to the left atrial anchor and a second end releasably connected to the right atrial anchor.

[023] According to another aspect of the invention, a device for sealing a passageway in a heart comprises a first anchor adapted to be placed proximate a first end of the passageway, the first anchor comprising a plurality of uncovered arms, a second anchor adapted to be placed proximate a second end of the passageway, the second anchor comprising a plurality of uncovered arms, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor.

[024] Additional advantages of the invention will be set forth in part in the description which follows, and in part will be obvious from the description, or may be learned by practice of the invention. The objects and advantages of the invention will be realized and attained by means of the elements and combinations particularly pointed out in the appended claims.

[025] The foregoing general description and the following detailed description are exemplary and explanatory only and are not restrictive of the invention, as claimed.

BRIEF DESCRIPTION OF THE DRAWINGS

[026] The accompanying drawings, which are incorporated in and constitute a part of this specification, illustrate several embodiments of the invention and together with the description, serve to explain the principles of the invention.

[027] Figure 1 is a closure device positioned in a heart to close a PFO, according to an embodiment of the present invention.

[028] Figure 2 is a delivery system guide catheter inserted through a PFO and into the left atrium, according to an embodiment of the present invention.

[029] Figure 3 is a left atrial anchor of closure device of Figure 1 being advanced out of the delivery guide catheter, according to an embodiment of the present invention.

[030] Figure 4 is a left atrial anchor of the closure device of Figure 1 advanced out of the delivery guide catheter, according to an embodiment of the present invention.

[031] Figure 5 is the left atrial anchor of Figure 4 being pulled towards the PFO, according to an embodiment of the present invention.

[032] Figure 6 is the delivery guide catheter pulled proximally into the right atrium and the left atrial anchor seated against a septal wall, according to an embodiment of the present invention.

[033] Figure 7 is a right atrial anchor of the closure device of Figure 1 being extended from the delivery guide catheter, according to an embodiment of the present invention.

[034] Figure 8 is the right atrial anchor deployed from the delivery guide catheter, according to an embodiment of the present invention.

[035] Figure 9 is the right atrial anchor advanced to contact the septal wall, according to an embodiment of the present invention.

[036] Figure 10 is the right atrial anchor fixed to a tether of the closure device of Figure 1, according to an embodiment of the present invention.

[037] Figure 11 is a cross-sectional side view of a closure device, including a sectional view of a fixation mechanism, according to an embodiment of the present invention.

[038] Figure 11A is a partial plan view of a left atrial anchor of the closure device of Figure 11 taken along line A-A, according to an embodiment of the present invention.

[039] Figure 11B is a partial plan view of a right atrial anchor of the closure device of Figure 11 taken along line B-B, shown without a covering, according to an embodiment of the present invention.

[040] Figure 11C is a partial plan view of the right atrial anchor of Figure 11B shown with a covering, according to an embodiment of the present invention.

[041] Figure 12 is a cross-sectional side view of the closure device of Figure 11 with a positioning catheter (shown in cross section) engaging a fixation mechanism (also shown in cross section), according to an embodiment of the present invention.

[042] Figure 13 is a cross sectional side view of the positioning catheter of Figure 12 engaging another embodiment of a fixation mechanism according to the present invention.

[043] Figure 14 is a cross sectional side view of a delivery system, including a guide catheter and a positioning catheter, according to an embodiment of the present invention.

[044] Figure 15 is a cross sectional side view of a closure device and a positioning catheter positioned in a guide or delivery catheter prior to deployment in a heart, according to an embodiment of the present invention.

[045] Figure 16 is a partial cross sectional view of another embodiment of a fixation mechanism engaging a right atrial anchor, according to the present invention.

[046] Figure 17 is a cross sectional side view of the closure device, the positioning catheter, and the guide or delivery catheter of Figure 15, with the closure device in a recaptured position within the guide catheter, according to an embodiment of the present invention.

[047] Figure 18 is the closure device of Figure 1 in a position covering a PFO where there is relatively short overlap between the septum primum and the septum secundum, according to an embodiment of the present invention.

[048] Figure 19 is the closure device of Figure 1 in a position covering a PFO after an access channel has been made into the left atrium, according to an embodiment of the present invention.

[049] Figure 20 is a longitudinal section of a portion of a heart having a PFO.

[050] Figure 21 is a longitudinal cross-section of a delivery system including a delivery sheath containing a closure device according to the present invention.

DESCRIPTION OF THE EMBODIMENTS

[051] Reference will now be made in detail to embodiments of the invention, examples of which are illustrated in the accompanying drawings.

Wherever possible, the same reference numbers will be used throughout the drawings to refer to the same or like parts.

[052] The various Figures show embodiments of patent foramen ovale (PFO) closure devices, tools, devices and methods for delivery of the PFO closure devices, and methods of using the device to close a PFO. The devices and related methods are described herein in connection with use in sealing a PFO. These devices, however, also are suitable for closing other openings or passageways, including other such openings in the heart, for example atrial septal defects, ventricular septal defects, and patent ductus arterioses, and openings or passageways in other portions of a body such as an arteriovenous fistula. The invention therefore is not limited to use of the inventive closure devices to close PFOs.

[053] Figures 1 and 11 show a PFO closure device 10 according to an embodiment of the present invention. In Figure 1, device 10 is shown positioned on either side of a PFO track (referenced as PFO in the Figures) with a portion of the device 10 passing through the PFO track, after delivery from a delivery system. The PFO track can be seen more clearly in Figure 2, which shows a catheter disposed in the PFO track between the septum primum (SP) and septum secundum (SS). As shown in Figure 1, closure device 10 includes a left atrial anchor 12 positioned in the LA, a right atrial anchor 14 positioned in the RA, and a tether 16 connecting the anchor structures.

[054] As embodied herein and shown in Figures 1 and 11, closure device 10 includes left atrial anchor 12 connected to tether 16. Figure 11

shows tether 16 extending through and connecting to right atrial anchor 14 via a releasable fixation mechanism 30 (which is fixed to right atrial anchor 14). When releasable fixation mechanism 30 is not fixed, right atrial anchor 14 is moveable along tether 16. As shown in Figure 11, releasable fixation member 30 engages tether 16, which extends through right atrial anchor 14 on a side of right anchor 14 which does not face left anchor 12. Although it is preferable that left atrial anchor 12 is permanently attached to tether 16, it is possible that left atrial anchor 12 may also be attached to tether 16 by a device similar to releasable fixation mechanism 30.

[055] In one embodiment, tether 16 is formed of a multifilar braided polymeric material. Suitable materials include, but are not limited to, multifilament yarns of ultra-high molecular weight polyethylene (UHMWPE) such as SPECTRA or DYNEEMA. Other suitable materials include liquid crystal polymer (LCP) such as VECTRAN, polyester, or other high strength fibers. Other suitable materials of sufficient strength and flexibility may be used for tether 16.

[056] Releasable fixation mechanism 30 is preferably spring-loaded and is shown in Figure 11 in a fixed condition on tether 16, i.e., fixation mechanism 30 has fixed tether 16 to anchor 14. Releasable fixation mechanism 30 includes two oppositely directed piercing pins 32, which are adapted to penetrate and pierce tether 16. Each piercing pin 32 includes a spring portion 32a which connects to a housing 31 and the corresponding piercing pin 32. In the embodiment shown, housing 31 connects to an anchor

attachment hub 36, which in turn connects to anchor 14, as will be described below.

[057] Piercing pin 32 has a sharpened end and is oriented generally orthogonal to tether 16. Spring portion 32a is connected to housing 31 such that the natural, unbiased position of spring portion 32a forces piercing pin 32 through tether 16. Piercing pins 32 are illustrated as passing completely through tether 16, but it is contemplated that pins 32 may pass only partially into tether 16.

[058] Piercing pins 32 cooperate with a piercing collar 34 that is attached to housing 31. Collar 34 has an internal passage which is somewhat larger than tether 16. In the embodiment shown, collar 34 also has two passageways, one for each piercing pin 32, through which piercing pins 32 pass. Once piercing pins 32 have passed into (and potentially through) tether 16, piercing pins 32 securely lock tether 16 relative to fixation mechanism 30 and thus to right atrial anchor 14. Piercing collar 34 also holds tether 16 in place if piercing pins 32 are desired to be extracted from tether 16, as will be described later.

[059] Piercing pins 32 are preferably formed of an elastic metal with spring characteristics. Suitable materials include but are not limited to stainless steel, nickel-titanium, ELGILOY, or MP35N. Housing 31 is preferably a thin walled tube formed of a biocompatible metal or polymer. The releasable fixation mechanism 30 illustrated in Figure 11 is exemplary only, and other embodiments of a releasable fixation mechanism suitable to fix

tether 16 to anchor 14 are contemplated, some of which will be described below.

[060] Figure 12 illustrates the operation of releasable fixation mechanism 30 shown in Figure 11. In Figure 12, a right atrial anchor positioning catheter (RPC) 22 is engaged with right atrial anchor 14, such that right atrial anchor 14 is not yet secured to tether 16. RPC 22, as embodied herein and shown in Figure 12, includes an inflatable balloon 24 which, when inflated, engages releasable fixation mechanism 30, allowing right atrial anchor 14 to be moved relative to tether 16. RPC 22 includes a lumen 26 which allows for inflation and deflation of balloon 24. A proximal end 24a of balloon 24 is attached to a distal end of an outer tube 22b of RPC 22, whereas a distal end 24b of balloon 24 is attached to the distal end of an inner tube 22a of RPC 22. The inner and outer tubes 22a, 22b of RPC 22 define lumen 26.

[061] Balloon 24 is shown in Figure 12 in its inflated condition. Balloon 24 may be formed in the dumbbell shape, as shown, to facilitate engagement with releasable fixation mechanism 30. As shown, when balloon 24 is inflated, a distal portion of dumbbell shaped balloon 24 presses against spring portions 32a, a proximal portion of balloon 24 expands without contacting any surface, and a middle waist portion of balloon 24 presses against housing 31, limiting expansion of that waist portion. The distal portion of balloon 24 forces piercing pins 32 outward from tether 16. This is done by balloon 24 pressing outward against spring portions 32a of piercing pins 32. Once a desired position for right atrial anchor 14 with respect to left atrial

anchor 12 and tether 16 is established, balloon 24 is deflated, which allows piercing pins 32 to penetrate tether 16, fixing anchor 14 with respect to tether 16. If it is desired to re-position right atrial anchor 14 after fixing, RPC 22 is advanced along tether 16 to re-engage releasable fixation mechanism 30. Balloon 24 is re-inflated, extracting pins 32 from tether 16, and allowing for re-positioning of right atrial anchor 14 relative to tether 16.

[062] RPC 22 described and illustrated with respect to Figure 12 is only exemplary, and other catheter structures which may interact with a releasable fixation mechanism are contemplated. For example, catheter devices with alternative mechanical expansion structures for releasably engaging the fixation mechanism may be used.

[063] Figure 11A illustrates an embodiment of left atrial anchor 12 and its connection to tether 16. As embodied herein and shown in Figure 11A, anchor 12 includes one or more arms 40, which preferably extend across an anchor attachment hub 42. Attachment hub 42 is tubular, preferably made of a biocompatible metallic or polymeric material, and includes radially oriented passageways through which arms 40 extend. Figure 12 shows one such radial passageway through which an arm 40 extends. Arms 40 may be further secured to attachment hub 42 by suitable means such as welding, brazing, adhesive bonding, or any other suitable method of securing arms 40 to hub 42. Anchor attachment hub 42 also defines a longitudinal lumen 48 through which tether 16 extends, as shown in Figure 11. Each arm 40 extends generally orthogonally through the tether 16, passing through the braid structure of tether 16 and fixing the left atrial anchor to tether 16. Figure 11A

illustrates anchor 12 having four arms, however any number of arms may be used, preferably from one to six. While not shown in Figure 11, arms 40 of this embodiment would be spaced longitudinally relative to one another along the length of tether 16, at least in the region of the anchor attachment hub, i.e., no two arms would be located at exactly the same point on the tether 16.

[064] Although arms 40 preferably pass through hub 42, in an alternative arrangement arms 40 may not actually pass through hub 42, i.e., they may extend radially from hub 42. Additionally, it is possible that instead of arms 40, the anchors 12, 14 may comprise spiral structures, flat braided structures, or webs. Any structure of sufficient size and shape to hold the septum primum (SP) in contact with the septum secundum (SS) to close the PFO may be used.

[065] Arms 40 are preferably fabricated of metallic wire, such as stainless steel, nickel-titanium, ELGILOY, or MP35N. In the case of nickel-titanium, the wires may be used in either a super-elastic mode, whereby the wires deploy due to the super-elastic properties of this alloy, or they may be used in a thermal-transforming mode. In the thermal-transforming mode, the wires may be chilled prior to deployment, for example by the introduction of chilled saline in the delivery assembly, and subsequently warmed by exposure to the blood, once guide catheter 20 (or a delivery sheath) is withdrawn.

[066] As shown in Fig. 11A, arms 40 may be straight. Alternatively, arms 40 may be formed to present a concave-shaped anchor to the atrial wall. The anchor 12 and its arms 40 then will conform to lay flat and apposed to the

surface of the atrial wall once tensioned by tether 16. It is preferable for arms 40 to lie on or close to the atrial wall surface once fully positioned, as this will facilitate tissue growth over arms 40, and minimize thrombus formation and subsequent embolization of thrombi. To further assist in arms 40 becoming rapidly endothelialized and grown into the atrial wall, arms 40 may be individually coated with a material to accelerate this ingrowth, such as expanded PTFE or a woven polyester. Arms 40, together with any desired coating, may further be coated with a non-thrombogenic material such as heparin. All exposed surfaces of the closure device, including the full length of tether 16, may include such coatings.

[067] To minimize frictional forces between a guide catheter 20 (or delivery sheath) and the undeployed anchors, as well as minimizing tissue trauma during deployment, the ends of arms 40 are preferably rounded (as shown by the right-hand arm in Figure 11A). The ends of arms 40 also may include small loops to receive sutures, for example, for suturing to a covering of the anchor 12. The overall length of the arms (which will correspond to the diameter of the anchor) will depend on the particular anatomy to be treated, but will preferably range from about 3-50 mm for septal closure applications including PFO closure. Arms 40 need not extend an equal distance from the attachment hub. Depending on the location of the PFO relative to remainder of the left atrium, it may be desirable to have some of arms 40 extend asymmetrically from the attachment hub 42, for example, longer towards the inferior direction. Also, while left atrial anchor 12 is shown in Figure 11A without a fabric covering spanning the arms, it is anticipated that in some

instances it may be beneficial to incorporate such a covering, similar to that described below in connection with right atrial anchor 14 shown in Figure 11C.

[068] Figure 11B illustrates an embodiment of right atrial anchor 14 and its connection to anchor attachment hub 36. Tether 16 and the fabric that covers anchor 14 are not shown in Figure 11B. As embodied herein and shown in Figure 11B, right atrial anchor 14 includes one or more arms 50 which extend through anchor attachment hub 36. Attachment hub 36 for right atrial anchor 14 is similar to that for left atrial anchor 12 and defines a longitudinal lumen 58 (see Figure 11) through which tether 16 extends and radially oriented passages 51 in its wall through which arms 50 extend. Unlike left atrial anchor 12, arms 50 do not extend through tether 16. Instead, arms 50 are formed to curve around tether 16 and follow the inner surface of anchor attachment hub 36, as shown in Figure 11B. Figure 11B also illustrates four arms, but a larger or smaller number of arms may be used, preferably from one to six arms. Arms 50 may be formed straight (away from hub 36), or with a concave shape, as described in connection with left atrial anchor 12. Preferred materials include those described for left atrial anchor arms 40. The overall length of arms 50 (which will correspond to the diameter of anchor 14) will depend on the particular anatomy to be treated, but will preferably range from about 3-50 mm for septal closure applications including PFO closure. In some instances, left atrial anchor arms 40 are the same length as right atrial anchor arms 50, and in others they may be different, e.g. shorter than right atrial anchor arms 50. This will depend on the anatomy of the heart.

[069] Right atrial anchor 14 preferably includes a fabric or other membrane covering that span between arms 50. This covering, represented in Figure 11C as reference numeral 52, serves to ensure a hemodynamic sealing of the PFO. The covering 52 is preferably formed of a single sheet, with a hole for surrounding anchor attachment hub 36, and is preferably positioned on the arms 50 such that it faces the septum. Suitable materials for covering 52 include, but are not limited to, woven or knit polyester fabric, or ePTFE. Preferably, covering 52 has a porosity which will encourage rapid tissue ingrowth. Covering 52 may additionally include a coating, for example, a non-thrombogenic material such as heparin. Covering 52 may be attached to arms 50 of right atrial anchor 14 by suitable means, such as suturing. As shown in Figure 11C, arm 50 may have a loop 54 formed at each of its ends, creating eyelets for a suture 56 to connect arm 50 to covering 52. Additional sutures may be incorporated along the length of arms 50. Although not preferred and not discussed with respect to left atrial anchor 12, it is possible to include a covering attached to arms 40 of left atrial anchor 12.

[070] Figure 13 illustrates an alternative embodiment of a releasable fixation mechanism. A releasable fixation mechanism 60 operates in conjunction with right atrial positioning catheter RPC 22 in a manner similar to that described above. As in the prior described embodiment, anchor attachment hub 36 connects to a housing 61 of mechanism 60. Housing 61 contains a gripping structure, preferably with two grips, a fixed grip 62a and a movable grip 62b. Fixed grip 62a is connected to housing 61 and has a rough surface with sharpened teeth-like projections. Movable grip 62b has a spring

portion 62c connected to housing 61. Grip 62b also includes sharpened teeth-like projections. When inflated, balloon 24 holds movable grip 62b away from tether 16, but when balloon 24 is deflated, spring portion 62c forces movable grip 62b against tether 16, and also forces tether 16 against fixed grip 62a. In this way, tether 16 fixedly connects to right atrial anchor 14.

[071] In another embodiment according to the present invention, the closure device 10 need not incorporate a releasable fixation mechanism such as those described above. Instead, other structures may be used to fix right anchor 14 to tether 16. In such an embodiment, as illustrated in Figure 16, anchor 14 is connected to anchor attachment hub 36, as in the embodiments described above. Also as in the prior embodiments, once right atrial anchor 14 is deployed, it is not yet fixed to tether 16. When right atrial anchor 14 is in its desired position, a locking element 70 is advanced along tether 16 towards anchor 14. Element 70, when it reaches hub 36, will secure to both tether 16 and anchor attachment hub 36. Locking element 70 is not necessarily releasable, and as such would be permanent. Locking element 70 may be moved distally by any suitable actuation mechanism known in the art that extends through a delivery assembly to its proximal end outside of the patient.

[072] Locking element 70 is preferably tubular and includes a number of projecting grips 72. These grips 72 may be oriented in a ratchet-like manner (not shown) such that locking element 70 can be advanced distally along tether 16, but will resist proximal movement. Alternately, locking element 70 can be positioned in the desired location on tether 16, and swaged down to bite into the surface of tether 16. As a further alternative,

locking element 70 may have an outer surface 74 which is tapered to engage with a tapered inner surface 36a of anchor attachment hub 36 in a wedge-like manner, as shown in Figure 16. As locking element 70 is pushed into anchor attachment hub 36, the gripping surface 72 is forced inward to bite into tether 16.

[073] While not shown, locking element 70 could also be used in conjunction with the embodiments above which utilize a releasable fixation mechanism. As such, locking element 70 would provide extra security in the fixation of right atrial anchor 14 to tether 16.

[074] Figure 14 shows the closure device 10 positioned relative to an embodiment of a delivery apparatus 18. In Figure 14, left atrial anchor 12 is shown deployed from delivery apparatus 18, while right atrial anchor 14 is shown in a collapsed, undeployed state within delivery apparatus 18. Delivery apparatus 18 may include a guide catheter 20 and right atrial positioning catheter (RPC) 22. Although not shown, guide catheter 20 may have a pre-formed curve near its distal end. Guide catheter 20 can be any suitable, conventional guide catheter. A suitable, exemplary guide catheter is known as "Mullins" guide catheter, sold commercially by Cook. Connected to the proximal end of guide catheter 20 is a conventional Y-adaptor 80. A side arm 82 of Y-adaptor 80 allows fluid communication with the lumen of guide catheter 20. Y-adaptor 80 also contains a touhy borst seal 84, through which RPC 22 extends.

[075] As described earlier, RPC 22 includes balloon 24 for engaging right atrial anchor 14. Therefore RPC 22 is provided with a manifold 90 at a

proximal end which includes a port 92 in fluid communication with balloon 24. Manifold 90 may further include a touhy borst seal 94, through which tether 16 extends.

[076] As mentioned, Figure 14 depicts closure device 10 after left atrial anchor 12 has been deployed. However, prior to closure device 10 being in this state, guide catheter 20 would be delivered by conventional techniques to the site of the PFO. Such conventional techniques may include the temporary use of a guide wire (not shown). Closure device 10 then would be positioned within the lumen of guide catheter 20, by suitable techniques, and advanced toward the distal end of guide catheter 20, into a position depicted in Figure 15. As shown in Figure 15, right atrial anchor 14 is folded in a proximal direction, while left atrial anchor 12 is folded in a distal direction within guide catheter 20. More specifically, arms 40 of left atrial anchor 12 are folded so as to extend in a distal direction, whereas arms 50 of right atrial anchor 14 are folded so as to extend in a proximal direction. This is a preferred position of the arms in a delivery position. Alternatively, it is possible that the arms of anchors 12 and 14 are folded to extended in the same direction, either distal or proximal, or the anchor may be disposed with arms 40 of left atrial anchor 12 folded to extend in a proximal direction and arms 50 of right atrial anchor 14 folded to extend in a distal direction.

[077] When it is desired to deploy left atrial anchor 12, right atrial positioning catheter 22 is advanced relative to guide catheter 20, or guide catheter 20 is withdrawn relative to the RPC 22, or both. Since RPC 22 is engaged with right atrial anchor 12, the forces required for advancement of

left atrial anchor 14 can be compressively transferred to abutting left atrial anchor 12.

[078] Figures 2-10 show sequential steps for delivery of closure device 10, according to one aspect of the invention. At the level of the longitudinal section shown in Figure 1, the inferior vena cava (IVC) is not shown. In an embodiment, a delivery system is passed through the IVC to gain access to the RA and PFO. Other methods of percutaneously, minimally invasively, or more directly obtaining access to the RA and PFO are within the scope of the invention. As embodied herein and shown in Figure 2, a delivery assembly 18 including a guide catheter 20 is advanced to and through the PFO track and into the LA. Delivery assembly 18 is shown in detail in Figure 14. In addition to closure device 10, additional delivery components, such as a delivery sheath or positioning catheter, may be included within the delivery assembly, as will be described below.

[079] As embodied herein and shown in Figure 2, in a method of delivery of closure device 10, guide catheter 20 is positioned through the PFO track with the use of a conventional guide wire (not shown). After positioning of guide catheter 20 into the LA, the guide wire may be removed. Closure device 10, in a collapsed state as shown in Figure 15 and as will be described below, and any delivery components are advanced within guide catheter 20 until closure device 10 is near a distal end of guide catheter 20.

[080] Then, as shown in Figure 3, closure device 10 is advanced out of the distal end of guide catheter 20. The advancement is accomplished by relative movement between guide catheter 20 and closure device 10 and its

delivery components. Preferably, the advancement is accomplished by maintaining the position of guide catheter 20, and pushing delivery components in a distal direction to push closure device 10 out of a distal end of guide catheter 20.

[081] While guide catheter 20 and delivery components are within the left atrium, only left atrial anchor 12 is deployed from guide catheter 20. Figure 4 shows left atrial anchor 12 fully deployed from guide catheter 20 in the LA. Figure 14 also shows the delivery assembly with left atrial anchor 12 deployed. Tether 16 extends from anchor 12 into the delivery assembly. As discussed above, left atrial anchor 12 and right atrial anchor 14 are preferably self-expanding structures, expanding through a mechanical or thermal shape change, for example. Also at this point, right atrial anchor 14 remains within the delivery assembly in a collapsed state.

[082] In the next step of an embodiment of the delivery method, left atrial anchor 12 is pulled against the opening of the PFO, as shown in Figure 5. This is done by the user pulling guide catheter 20 and other delivery components proximally. As guide catheter 20 is withdrawn proximally, left atrial anchor 12 will seat naturally against the septal wall, as shown in Figure 6.

[083] As shown in Figure 6, a significant portion of the PFO track (specifically the portion of the track between the superior portion of the septum primum and septum secundum) runs along and roughly parallel with the septal wall. A feature of closure device 10 according to this embodiment is that left atrial anchor 12 and tether 16 are flexibly connected, and tether 16

is itself preferably flexible, to allow tether 16 to extend through the PFO track, while left atrial anchor 12 remains significantly apposed to the left ventricular surface. Tether 16 is able to extend from left atrial anchor 12 at an obtuse angle. In many instances, left atrial anchor 12, with tension applied from tether 16, may mechanically close and thereby seal the PFO by bringing the septum primum (SP) into sealing contact with the septum secundum (SS). The effectiveness of this seal can be tested at this time by conventional techniques, such as contrast visualization, or a Valsalva maneuver combined with injection of bubbles, visualized with transesophageal ultrasound or intracardiac ultrasound. If the seal is ineffective, closure device 10 can be removed as described later, and exchanged for a different device, for example, a device including a covering on arms 40 of left atrial anchor 12. Alternatively, the device 10 can be repositioned as described below.

[084] Once left atrial anchor 12 is positioned, right atrial anchor 14 may be deployed. As shown in Figure 7, initial deployment of right atrial anchor 14 is preferably performed with the delivery assembly and the collapsed right atrial anchor 14 withdrawn sufficiently away from left atrial anchor 12 and the right atrial septal wall, so that right atrial anchor 14 does not impinge on the wall when it initially expands. Positioning right atrial anchor 14 in this position prior to deployment also assures that right atrial anchor 14 will not inadvertently deploy in the PFO track or the left atrium. Because right atrial anchor 14 is not permanently attached to tether 16, anchor 14 is free to be positioned in such a location.

[085] Right atrial anchor 14 is temporarily connected to a right atrial anchor positioning catheter (RPC) 22, as shown in Figures 8 and 9 and described in detail below. Deployment of right atrial anchor 14 is accomplished by relative movement of guide catheter 20 and RPC 22, either by grasping a proximal end of RPC 22 and withdrawing guide catheter 20, or by grasping guide catheter 20 and advancing RPC 22. This relative movement results in full deployment of right atrial anchor 14 within the right atrium RA, as shown in Figure 8. At this stage of the delivery method, tether 16 passes through right atrial anchor 14 and preferably extends continuously through guide catheter 20 to the proximal end of the delivery assembly 18. Right atrial anchor 14 is not yet fixed to tether 16 and instead is connected to RPC 22. Preferably, tether 16 also extends through RPC 22.

[086] In the next step of this embodiment of a closure device delivery method, right atrial anchor 14 is advanced into contact with the right atrial septal wall, as shown in Figure 9. This is accomplished by advancing right atrial anchor 14 and RPC 22 along tether 16 until right atrial anchor 14 is in a desired position relative to left atrial anchor 12, the septal wall, and the PFO, and has a desired amount of tension on left atrial anchor 12. It is preferred that left atrial anchor 12 have sufficient tension applied that the septum primum (SP) is brought into sealing apposition with the septum secundum (SS). This apposition, in many cases, may be enough to effectively close and seal the PFO. It may be preferable to also include a fabric or other covering with right atrial anchor 14 to help provide a seal to the PFO, as described above. If desired, at this point in the delivery method, the effectiveness of the

closure and seal can again be tested by conventional techniques, such as those described above. If the seal is ineffective, closure device 10 can be removed as described later, and exchanged for a different device, for example, a device including a covering on arms 50 of right atrial anchor 14. Alternatively, the device 10 can be repositioned as described below.

[087] In the next step of an embodiment of the delivery method, right atrial anchor 14 is fixed to tether 16. Figures 12 and 13 show right atrial anchor 14 before it is fixed to tether 16. Figures 10 and 11 show right atrial anchor 14 after it is fixed to tether 16. As shown in the Figures, RPC 22 has been disengaged from right atrial anchor 14, which engages with a fixation mechanism 30 between right atrial anchor 14 and tether 16. Embodiments of such fixation mechanisms and their related methods to fix anchor 14 to tether 16 were described above. These devices and methods may provide a releasable fixation mechanism that is associated with RPC 22 so that the fixing of anchor 14 to tether 16 can be reversed at any time prior to severing of tether 16.

[088] At this point, closure device 10 is in its final position, with the exception that flexible tether 16 extends between closure device 10 and guide catheter 20. Closure device 10, however, is essentially uninfluenced by guide catheter 20 or the extension of tether 16 to and through guide catheter 20. The effectiveness of the closure and sealing of the PFO can be tested by conventional techniques, such as contrast visualization, or a Valsalva maneuver combined with injection of bubbles, visualized with (TEE) or intracardiac ultrasound.

[089] Additionally, at this stage of delivery of closure device 10, hemodynamic parameters such as oxygen saturation and pulmonary wedge pressure can be measured. In some rare instances, closure of a PFO may excessively increase pulmonary arterial pressure, in which case the closure device 10 can be removed, as described below. It may be necessary to leave the closure device in place for several hours or even days to fully assess the impact on hemodynamic parameters. If this is desired, the excess tether is simply left to extend from the closure device to the introduction site. At such time that the device is desired for permanent implantation, the excess tether is cut, or if the device is desired for removal, it is removed as described below.

[090] At this point in the delivery method, or at any other earlier point in the procedure, closure device 10 can be completely removed from the patient. This may be necessary if, for example, device 10 is not creating a complete seal due to any of a number of causes, including, for example, the selected device being too small. To remove closure device 10, RPC 22 is re-engaged with right atrial anchor 14 to reverse the fixation mechanism that secures right atrial anchor 14 to tether 16. This allows right atrial anchor 14 to slide relative to tether 16. Right atrial anchor 14 may then be collapsed by retracting RPC 22 and right atrial anchor 14 within the delivery assembly 18, and specifically into guide catheter 20. Guide catheter 20 then may be re-advanced through the PFO track, while at the same time tension is maintained on tether 16. Continued advancement of guide catheter 20 will advance catheter 20 over left atrial anchor 12 to collapse anchor 12 within catheter 20 as shown in Figure 17. The entire delivery assembly, including

catheter 20, RPC 22, and collapsed closure device 10, may then be removed from the patient. In the alternative, closure device 10 may be redeployed and repositioned by repeating the delivery steps shown and described in connection with Figures 2 through 10 to obtain an effective seal of the PFO track.

[091] If closure device 10, as shown in Figure 10, results in satisfactory closure and sealing of the PFO, tether 16 is severed proximate right atrial anchor 14. This may be facilitated by removal of RPC 22 from guide catheter 20 and off of tether 16. A cutting device, such as, for example, a heated snare loop (not shown) or other suitable cutting device known in the art, may be positioned proximate right atrial anchor 14 to sever tether 16. This results in closure device 10 deployed as shown in Figure 1.

[092] Figure 21 illustrates an alternative embodiment for a delivery apparatus. In this embodiment, rather than positioning closure device 10 directly inside guide catheter 20, closure device 10 is pre-packaged inside a delivery sheath 21. This entire assembly is then introduced into a conventional guide catheter 20. The delivery sheath 21 of this embodiment essentially serves the restraining functions of guide catheter 20 of the embodiment described in connection with Figure 14. However, the embodiment of Figure 21 does not require the separate step of loading closure device 10 just prior to introduction into the patient.

[093] As mentioned above, closure device 10, according to one aspect of the invention, can be re-captured at any time prior and up to the state of closure device 10 depicted in Figure 10. This permits repositioning of closure

device 10 should, for example, device 10 not provide sufficient closure and sealing of the PFO. To recapture closure device 10, right atrial positioning catheter 22 is advanced along tether 16 and re-engaged with right atrial anchor 14. This reengagement occurs by positioning balloon 24 of RPC 22 within releasable fixation mechanism 30 and inflating balloon 24 to press balloon 24 against spring portions 32a, forcing piercing pins 32 out of and away from tether 16. Right atrial anchor 14 is then re-positioned in guide catheter 20 so that arms 50 extend in a distal direction. This is done by pulling RPC 22 and right atrial anchor 14 into guide catheter 20, collapsing right atrial anchor 14 in a distal direction. Preferably, right atrial anchor 14 is positioned proximally enough within guide catheter 20 to leave space for left atrial anchor 12 within guide catheter 20. Guide catheter 20 is then advanced towards left atrial anchor 12 to collapse left atrial anchor 12 so that arms 40 also face distally. Alternatively, guide catheter 20 is held stationary and left atrial anchor 12 is retracted into guide catheter 20. The fully recaptured closure device is illustrated in Figure 17.

[094] The various described embodiments of closure devices and methods and tools for their delivery are suitable for closure of a wide variety of PFOs. For example, PFOs with a relatively long overlap between the septum primum (SP) and septum secundum (SS) may be suitably closed, as shown in Figure 1. Also, PFOs with a relatively short overlap between the septum primum and septum secundum may be suitably closed, as shown in Figure 18.

[095] Figure 19 illustrates an alternative method of delivery and use of closure device 10. In certain circumstances, the PFO track may not be ideally suited for delivery as described above. For example, the PFO track may be unusually long or unusually tight or may comprise more than one passage. A variety of electrophysiological procedures, such as left atrial mapping and/or ablations utilize an access channel into the left atrium by puncturing a small hole in the wall of the atrial septum primum. A similar technique can be utilized for positioning a guide catheter 20 through the septum primum. By utilizing these techniques, once a small hole is created in the septal wall, similar procedures as described above can be followed, resulting in closure device 10 positioned as shown in Figure 19. Although closure device 10 does not sit entirely within the PFO track, a fabric covering on one or both of anchors 12 or 14 will effectively close the PFO.

[096] Other embodiments of the invention will be apparent to those skilled in the art from consideration of the specification and practice of the invention disclosed herein. The specification and examples are exemplary, with a true scope and spirit of the invention being indicated by the following claims.

WHAT IS CLAIMED IS:

1. A device for sealing a passageway in a human body, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

an elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor.

2. The device of claim 1, wherein the passageway is a patent foramen ovale.

3. The device of claim 1, wherein the first anchor includes a plurality of arms.

4. The device of claim 3, wherein the plurality of arms extend from a central hub of the first anchor.

5. The device of claim 1, wherein the elongate member is flexible.

6. The device of claim 3, wherein the plurality of arms can assume a collapsed state and a deployed state.

7. The device of claim 1, wherein the second anchor includes a plurality of arms.

8. The device of claim 7, wherein the plurality of arms extend from a central hub of the second anchor.

9. The device of claim 8, wherein the second anchor includes a covering that spans between the plurality of arms.

10. The device of claim 1, wherein the second anchor includes a releasable fixation mechanism that releasably connects the second end of the elongate member to the second anchor.

11. The device of claim 10, wherein the releasable fixation mechanism includes a piercing portion to releasably pierce the elongate member.

12. The device of claim 11, wherein the releasable fixation mechanism includes a biased portion connected to the piercing portion to bias the piercing portion in a position so that the piercing portion does not pierce the elongate member.

13. The device of claim 10, wherein the releasable fixation mechanism includes a gripping portion to releasably grip the elongate member.

14. The device of claim 13, wherein the releasable fixation mechanism includes a biased portion connected to the gripping portion to bias the gripping portion in a position so that the gripping portion does not grip the elongate member.

15. The device of claim 14, wherein the gripping portion includes a movable grip attached to the biased portion.

16. The device of claim 15, wherein the gripping portion includes a fixed grip opposing the movable grip.

17. The device of claim 7, wherein the plurality of arms can assume a collapsed state and a deployed state.

18. The device of claim 1, wherein the first anchor pivots relative to the elongate member.

19. The device of claim 1, wherein the second anchor pivots relative to the elongate member.

20. A device for sealing a passageway in a human body, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member capable of moving through the second anchor to vary a length of the elongate member between the first and second anchors.

21. A device for sealing a passageway in a heart, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, wherein the first

anchor pivots relative to the elongate member and the second anchor pivots relative to the elongate member.

22. A device for sealing a passageway in a heart, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, wherein each of the first and second anchors is collapsible from a deployed state to a collapsed delivery state.

23. A device for sealing a patent foramen ovale in a heart, the device comprising:

a first anchor including a first plurality of arms adapted to be placed proximate a first end of the patent foramen ovale;

a second anchor including a second plurality of arms adapted to be placed proximate a second end of the patent foramen ovale; and

a flexible elongate member adapted to extend through the patent foramen ovale and connect the first and second anchors, the elongate member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor, and wherein each of the first and second plurality of arms are collapsible from a deployed state to a delivery state.

24. An assembly for sealing a passageway in a heart, the assembly comprising:

a positioning catheter capable of extending to the passageway;

and

a closure device capable of sealing the passageway, the closure device including a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member adapted to extend through the passageway and connect the first and second anchors,

wherein the closure device is positionable within the positioning catheter in a first collapsed state and extendable from the positioning catheter in a second deployed state.

25. The assembly of claim 22, further comprising a guide catheter capable of extending to the passageway, and wherein the positioning catheter is capable of extending through the guide catheter.

26. The assembly of claim 24, wherein the second anchor includes a releasable fixation mechanism that releasably connects the second end of the elongate member to the second anchor.

27. The assembly of claim 26, wherein the positioning catheter includes a distal portion that selectively engages the releasable fixation mechanism.

28. The assembly of claim 27, wherein the distal portion includes an inflatable portion that selectively engages the releasable fixation mechanism.

29. The assembly of claim 28, wherein the inflatable portion includes a balloon.

30. The assembly of claim 28, wherein the positioning catheter includes a lumen in communication with the inflatable portion.

31. The assembly of claim 27, wherein the distal portion has a first state that engages the releasable fixation mechanism so that the second end of the elongate member is disconnected from the second anchor and a second state that releases from the releasable fixation mechanism so that the second end of the elongate member connects to the second anchor.

32. The assembly of claim 26, wherein the releasable fixation mechanism includes a piercing portion to releasably pierce the elongate member.

33. The assembly of claim 32, wherein the releasable fixation mechanism includes a biased portion connected to the piercing portion to bias the piercing portion in a position so that the piercing portion does not pierce the elongate member.

34. The assembly of claim 33, wherein the positioning catheter includes a distal portion that selectively engages the biased portion.

35. The assembly of claim 26, wherein the releasable fixation mechanism includes a gripping portion to releasably grip the elongate member.

36. The assembly of claim 35, wherein the releasable fixation mechanism includes a biased portion connected to the gripping portion to bias

the gripping portion in a position so that the gripping portion does not grip the elongate member.

37. The assembly of claim 36, wherein the positioning catheter includes a distal portion that selectively engages the biased portion.

38. The assembly of claim 35, wherein the gripping portion includes a movable grip attached to the biased portion.

39. The assembly of claim 38, wherein the gripping portion includes a fixed grip opposing the movable grip.

40. The assembly of claim 24, wherein the passageway is a patent foramen ovale.

41. An assembly for sealing a patent foramen ovale in a heart, the assembly comprising:

a guide catheter capable of extending to the patent foramen ovale;

a positioning catheter capable of extending through the guide catheter to a position near the patent foramen ovale; and

a closure device capable of sealing the patent foramen ovale, the closure device including a first anchor having a first plurality of arms adapted to be placed proximate a first end of the patent foramen ovale, a second anchor having a second plurality of arms adapted to be placed proximate a second end of the patent foramen ovale, a flexible elongate member adapted to extend through the patent foramen ovale and connect the first and second anchors, and a releasable fixation mechanism that selectively

engages a distal portion of the positioning catheter to releasably connect the second end of the elongate member to the second anchor,

wherein the closure device is positionable within the positioning catheter in a first state wherein each of the first and second plurality of arms are collapsed and extendable from the positioning catheter in a second deployed state wherein each of the first and second plurality of arms are extended.

42. A method of sealing a passageway in a heart, comprising:
placing a first anchor proximate a first end of the passageway;
placing a second anchor proximate a second end of the
passageway; and

moving the second anchor relative to the first anchor along a flexible elongate member disposed between the first and second anchors within the passageway.

43. The method of claim 42, wherein placing the first anchor includes expanding the first anchor from a collapsed state to a deployed state.

44. The method of claim 42, wherein the first anchor includes a plurality of arms, and wherein placing the first anchor includes positioning the plurality of arms proximate the first end of the passage.

45. The method of claim 42, wherein placing the first anchor includes expanding the first anchor from a collapsed state to a deployed state.

46. The method of claim 42, wherein the second anchor includes a plurality of arms and a sealing cover, and wherein placing the second anchor

includes positioning the plurality of arms and sealing cover proximate the second end of the passage.

47. The method of claim 42, wherein the passage is a patent foramen ovale (PFO).

48. The method of claim 47, wherein placing the first anchor includes contacting the septum primum of the heart with the first anchor.

49. The method of claim 48, wherein placing the second anchor includes contacting the septum secundum of the heart with the second anchor.

50. The method of claim 42, wherein moving the second anchor includes holding a releasable fixation mechanism in an unfixed configuration.

51. The method of claim 50, wherein moving the second anchor further includes moving the second anchor towards the first anchor.

52. The method of claim 42, further comprising fixing the second anchor to the flexible elongate member.

53. The method of claim 52, further comprising severing the flexible elongate member adjacent the second anchor.

54. The method of claim 42, wherein a first end of the flexible elongate member is connected to the first anchor, and wherein placing the first anchor includes pulling proximally on the flexible elongate member to bring the first anchor into tight contact over the first end of the passage.

55. The method of claim 42, wherein the flexible elongate member passes through the second anchor, and wherein placing the second anchor includes pushing the second anchor in a distal direction to move the second

anchor with respect to the flexible elongate member until the second anchor sealingly covers the second end of the passage.

56. A method of placing a closure device to seal a passageway in a heart, comprising:

advancing a catheter into a first end of the passageway and out a second end of the passageway;

advancing a first anchor of a closure device out of a distal end of the catheter;

withdrawing the catheter through the passageway;

positioning the first anchor adjacent the second end of the passageway;

advancing a second anchor of the closure device out of the distal end of the catheter; and

positioning the second anchor of the closure device adjacent the first end of the passageway.

57. The method of claim 56, wherein advancing the first anchor includes expanding the first anchor from a delivery configuration to a deployed configuration.

58. The method of claim 57, wherein advancing the first anchor further includes advancing a flexible elongate member having a first end connected to the first anchor.

59. The method of claim 58, wherein positioning the first anchor includes pivoting the first anchor with respect to the flexible elongate member.

60. The method of claim 56, wherein the first anchor is connected to a first end of a flexible elongate member, and wherein positioning the first anchor includes pivoting the first anchor about the flexible elongate member.

61. The method of claim 56, wherein advancing the second anchor includes expanding the second anchor from a delivery configuration to a deployed configuration.

62. The method of claim 61, wherein advancing the second anchor further includes advancing a flexible elongate member passing through the second anchor and having a first end connected to the first anchor.

63. The method of claim 62, wherein positioning the second anchor includes moving the second anchor along the flexible elongate member toward the first end of the passageway.

64. The method of claim 63, further comprising sealingly covering the first end of the passageway with the second anchor.

65. The method of claim 64, further comprising fixing the second anchor to the flexible elongate member subsequent to sealingly covering the first end of the passageway.

66. The method of claim 65, further comprising severing the flexible elongate member adjacent the second anchor after fixing the second anchor to the flexible elongate member.

67. The method of claim 56, further comprising testing the effectiveness of the positioning of the first anchor prior to advancing the second anchor.

68. The method of claim 67, wherein if the positioning is ineffective, re-advancing the catheter through the passageway to retrieve the first anchor.

69. The method of claim 56, further comprising testing the effectiveness of the positioning of the second anchor.

70. A method of delivering a closure device to a patent foramen ovale in a heart, comprising:

advancing a catheter into the right atrium of the heart;

advancing the catheter through the patent foramen ovale into the left atrium of the heart;

deploying a first anchor of the closure device in the left atrium;

withdrawing the catheter into the right atrium of the heart; and

deploying a second anchor of the closure device in the right atrium.

71. The method of claim 70, further comprising positioning the first anchor within the left atrium prior to deploying the second anchor.

72. The method of claim 71, wherein the first anchor is connected to a first end of a flexible elongate member, and wherein positioning the first anchor includes pivoting the first anchor with respect to the flexible elongate member.

73. The method of claim 72, wherein positioning the first anchor further includes pulling the flexible elongate member in a proximal direction to seat the first anchor against the septum primum.

74. The method of claim 72, wherein positioning the first anchor further includes pulling the flexible elongate member in a proximal direction to seat the first anchor against the septum primum and the septum secundum.

75. The method of claim 72, wherein positioning the first anchor further includes pulling the flexible elongate member in a proximal direction to seat the first anchor against the septum primum and to bring the septum primum into sealing contact with the septum secundum.

76. The method of claim 72, further including testing the effectiveness of the positioning of the first anchor prior to deploying the second anchor.

77. The method of claim 70, wherein withdrawing the catheter into the right atrium of the heart includes deploying a flexible elongate member having a first end connected to the first anchor into the patent foramen ovale.

78. The method of claim 70, wherein deploying the second anchor in the right atrium includes deploying the second anchor a substantial distance away from the septum secundum, such that the second anchor does not contact the septum secundum as it is deployed.

79. The method of claim 70, wherein deploying the second anchor includes expanding the second anchor from a delivery configuration to a deployed configuration.

80. The method of claim 70, wherein deploying the second anchor includes deploying a flexible elongate member passing through the second anchor and having a first end connected to the first anchor.

81. The method of claim 70, further comprising positioning the second anchor.

82. The method of claim 80, further comprising positioning the second anchor.

83. The method of claim 82, wherein positioning the second anchor includes moving the second anchor along the flexible elongate member toward the septum secundum.

84. The method of claim 83, wherein moving the second anchor includes advancing a positioning catheter connected to the second anchor.

85. The method of claim 84, wherein advancing the positioning catheter includes inflating a balloon in contact with a releasable fixation mechanism of the closure device.

86. The method of claim 87, further comprising sealingly contacting the septum secundum with the second anchor.

88. The method of claim 86, further comprising fixing the second anchor to the flexible elongate member subsequent to sealingly contacting the septum secundum.

89. The method of claim 88, wherein fixing the second anchor includes deflating the balloon in contact with the releasable fixation mechanism of the closure device.

90. The method of claim 89, wherein fixing the second anchor further includes piercing the flexible elongate member with at least one pin of the releasable fixation mechanism.

91. The method of claim 90, further comprising severing the flexible elongate member adjacent the second anchor after fixing the second anchor to the flexible elongate member.

92. A method of sealing a patent foramen ovale with a closure device, comprising:

deploying a first anchor of the closure device in a left atrium of the heart;

bringing the first anchor into non-sealing contact with a first end of a passage forming the patent foramen ovale;

deploying a second anchor of the closure device in the right atrium of the heart; and

bringing the second anchor into sealing contact with a second end of the passage to seal the patent foramen ovale.

93. A closure device for sealing a passageway in a heart, the device comprising:

a left atrial anchor configured to close a first end of the passageway;

a right atrial anchor configured to close a second end of the passageway; and

a flexible elongate member connecting the left and right atrial anchors, wherein the elongate member has a first end fixedly connected to the left atrial anchor and wherein the right atrial anchor is movable with respect to the elongate member and is configured to releasably attach to the

elongate member at any one of a plurality of points along a length of the elongate member.

94. An assembly for sealing a passageway in a heart, the assembly comprising:

a guide catheter configured to extend from a point of entry into a body to the passageway; and

a closure device capable of sealing the passageway, the closure device including a first anchor adapted to be placed proximate a first end of the passageway, a second anchor adapted to be placed proximate a second end of the passageway, and a flexible elongate member connecting the first and second anchors;

wherein a first end of the elongate member is connected to the first anchor and wherein the elongate member extends through the second anchor and through the catheter to the point of entry into the body.

95. A device for sealing a passageway in a human body, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member capable of moving through the second anchor to vary a tension of the elongate member.

96. The device of claim 1, wherein the elongate member is a flexible braided structure.

97. The device of claim 1, wherein the elongate member is a flexible multifilar structure.

98. The assembly of claim 24, wherein the flexible elongate member is a braided structure.

99. The assembly of claim 24, wherein the flexible elongate member is a multifilar structure.

100. A device for closing a passageway in a human body, comprising:

a first anchor adapted to be placed proximate a first end of the passageway;

a second anchor adapted to be placed proximate a second end of the passageway; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end releasably connected to the first anchor and a second end releasably connected to the second anchor.

101. A device for closing a passageway in a heart comprising:

a left atrial anchor adapted to be placed in a left atrium of the heart and including a plurality of uncovered arms;

a right atrial anchor adapted to be placed in a right atrium of the heart and including a plurality of arms and a cover attached to the plurality of arms; and

a flexible elongate member adapted to extend through the passageway and connect the left and right atrial anchors, the elongate member having a first end fixedly connected to the left atrial anchor and a second end releasably connected to the right atrial anchor.

102. A device for sealing a passageway in a heart, the device comprising:

a first anchor adapted to be placed proximate a first end of the passageway, the first anchor comprising a plurality of uncovered arms;

a second anchor adapted to be placed proximate a second end of the passageway, the second anchor comprising a plurality of uncovered arms; and

a flexible elongate member adapted to extend through the passageway and connect the first and second anchors, the elongate member having a first end fixedly connected to the first anchor and a second end that releasably connects to the second anchor.

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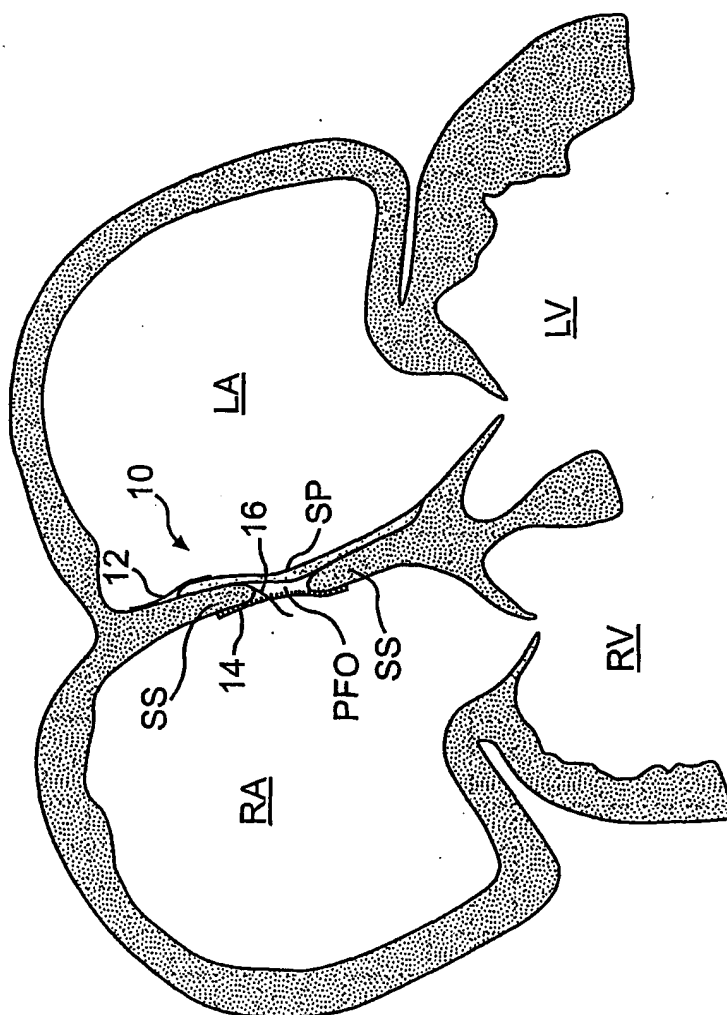


FIG. 1

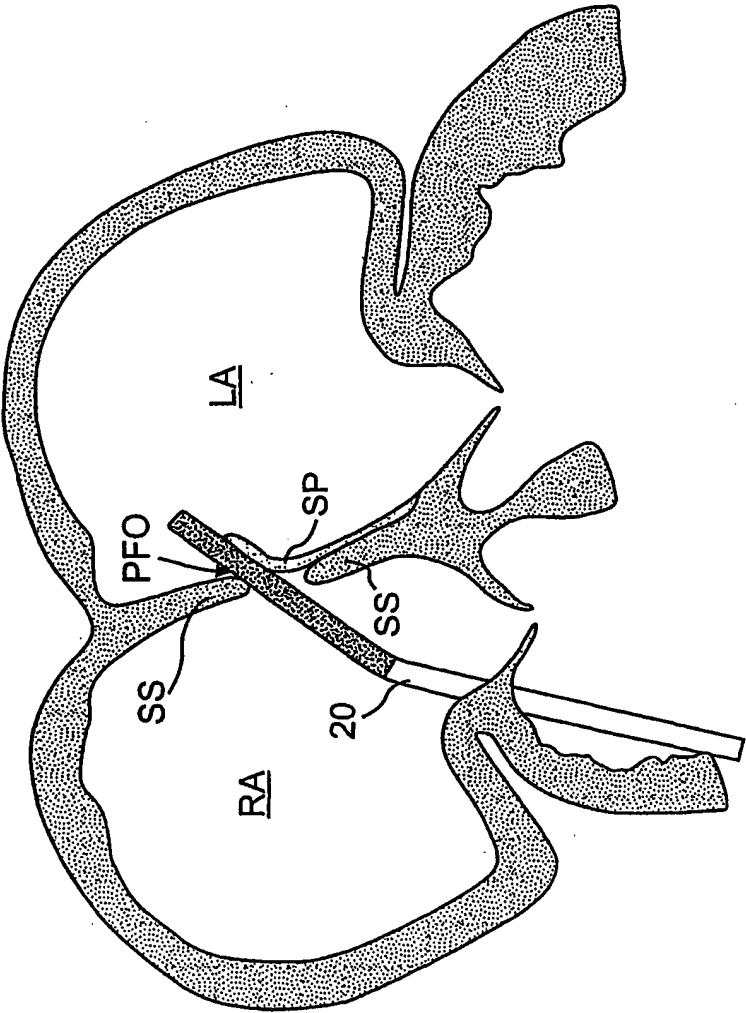


FIG. 2

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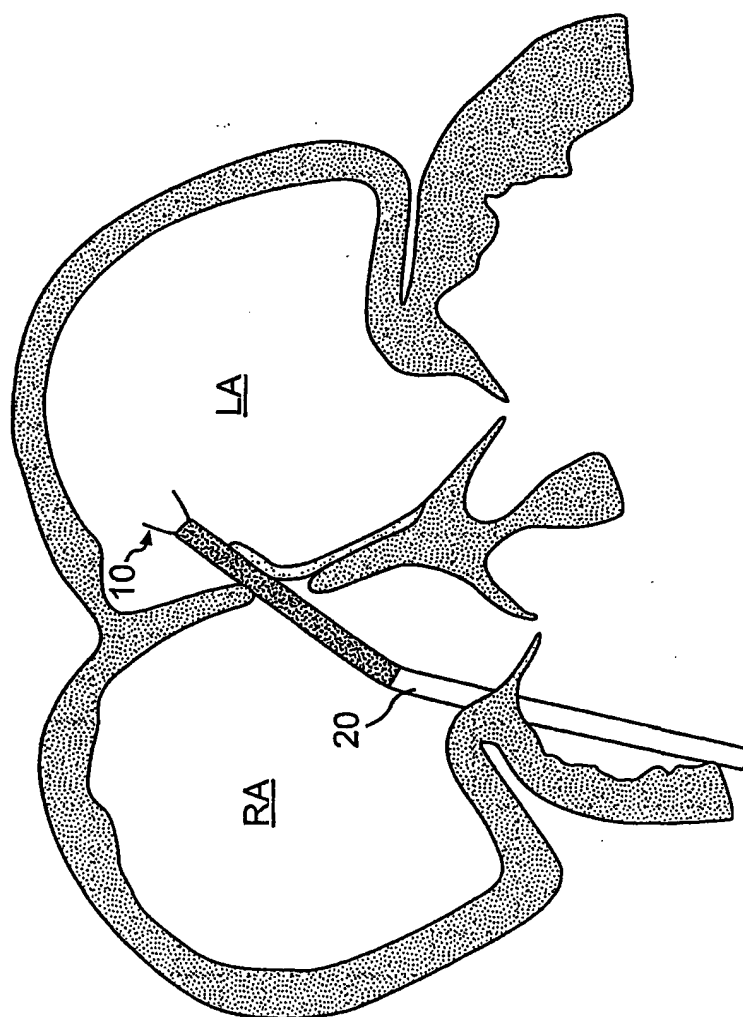


FIG. 3

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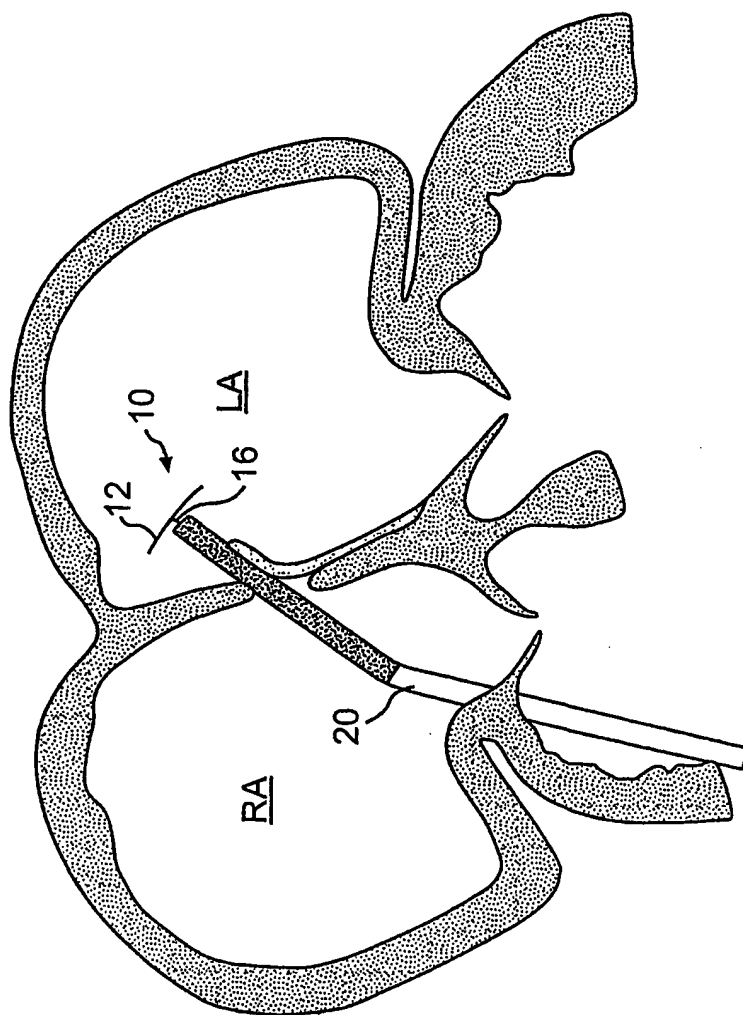


FIG. 4

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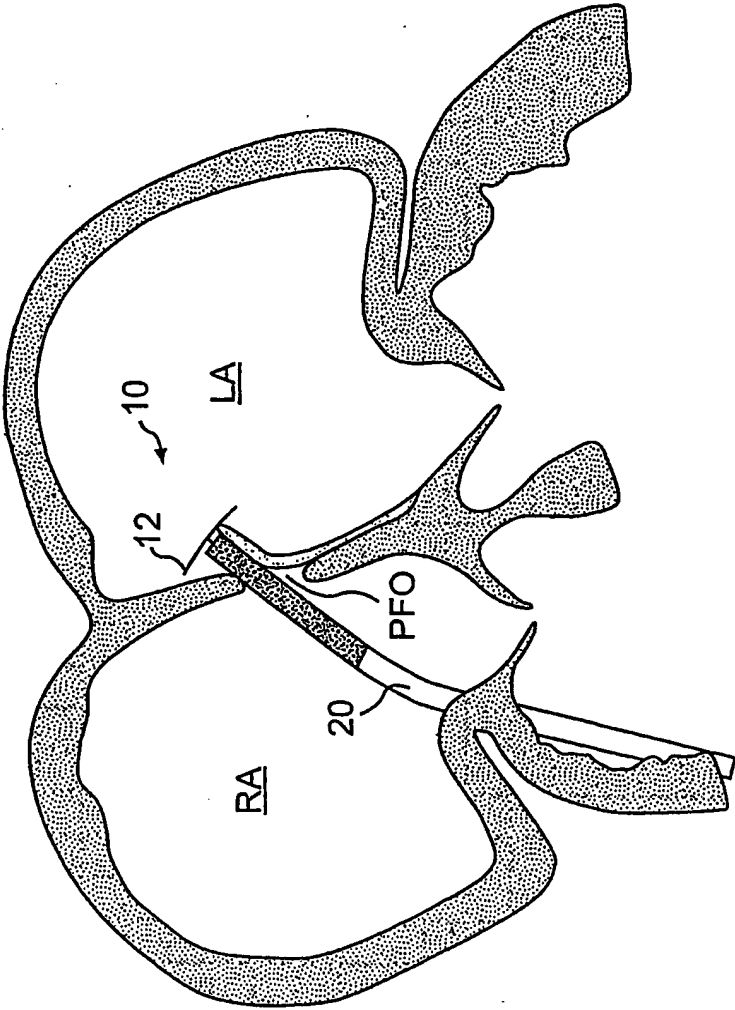


FIG. 5

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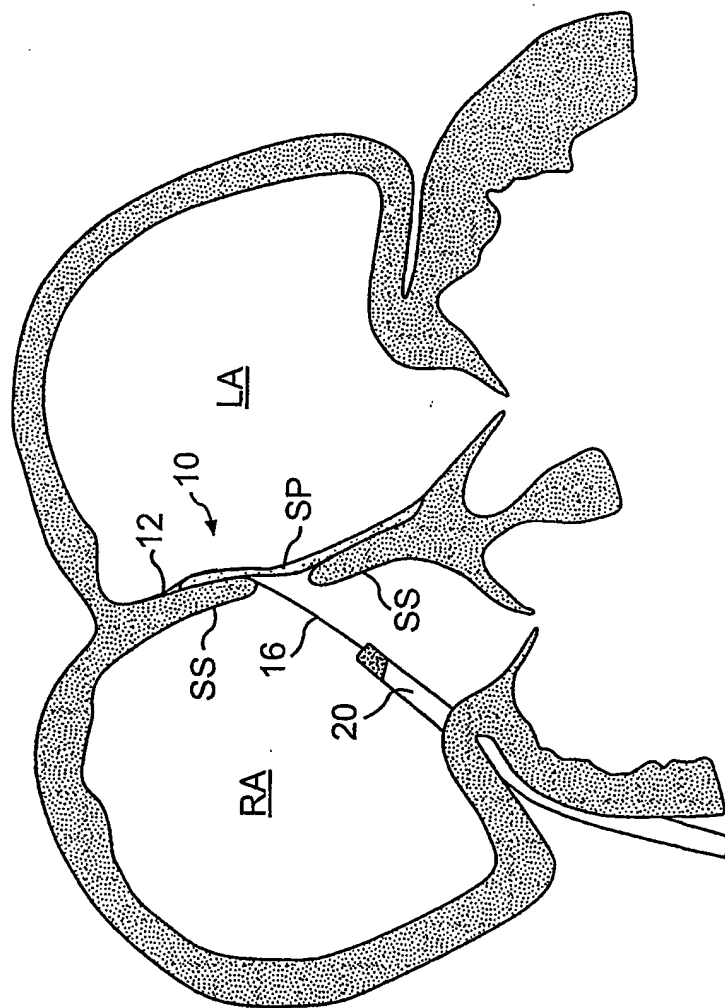


FIG. 6

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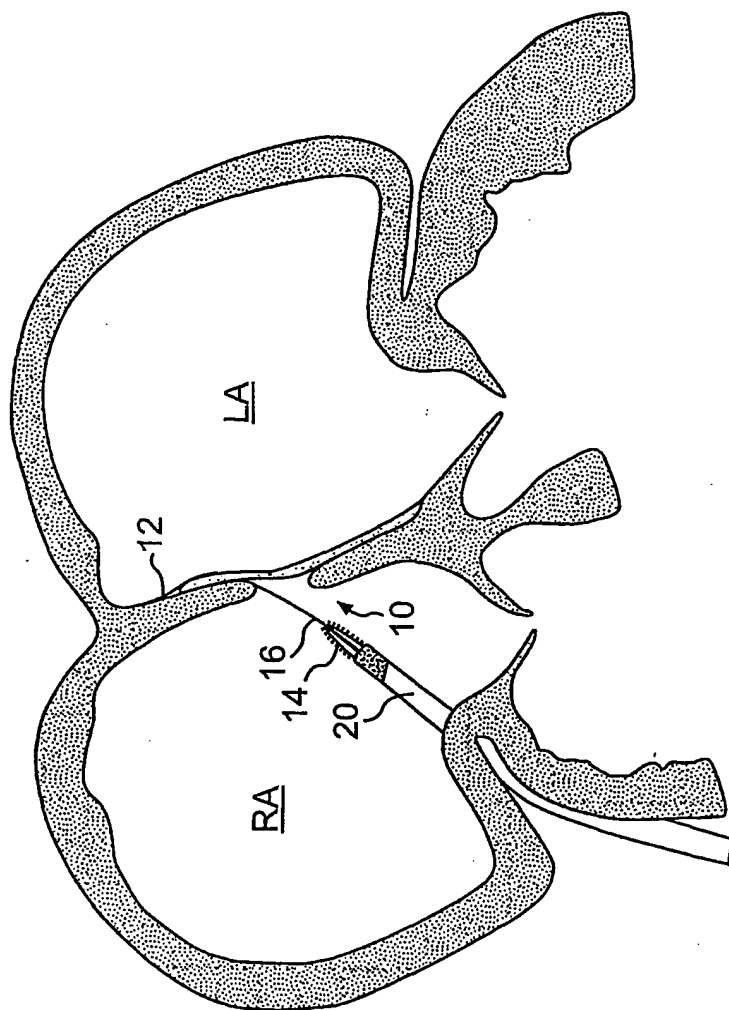


FIG. 7

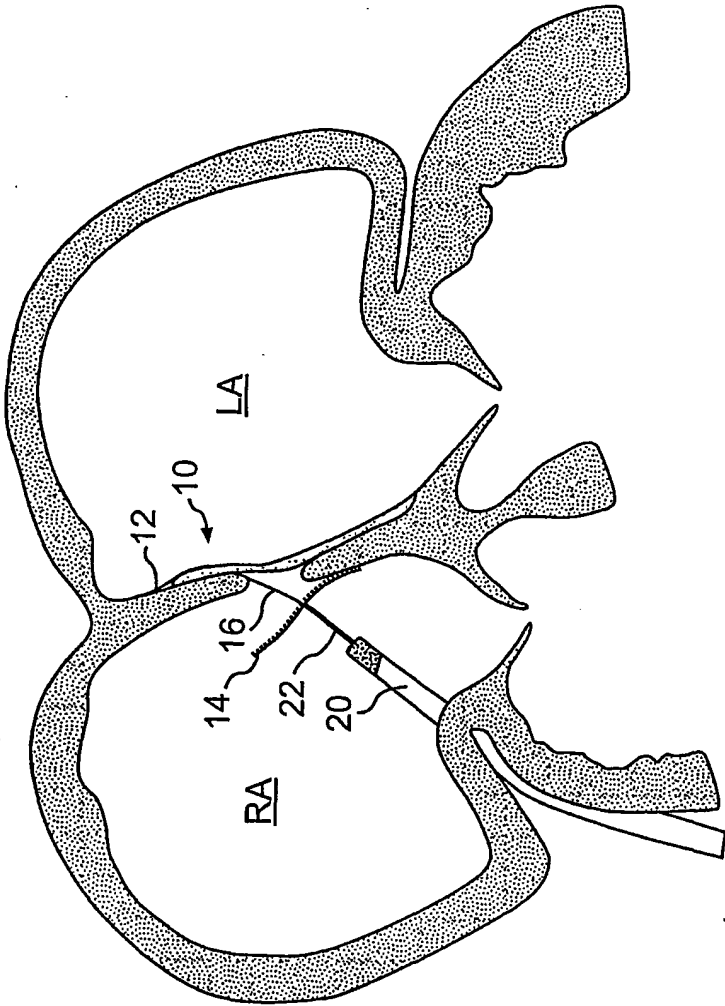


FIG. 8

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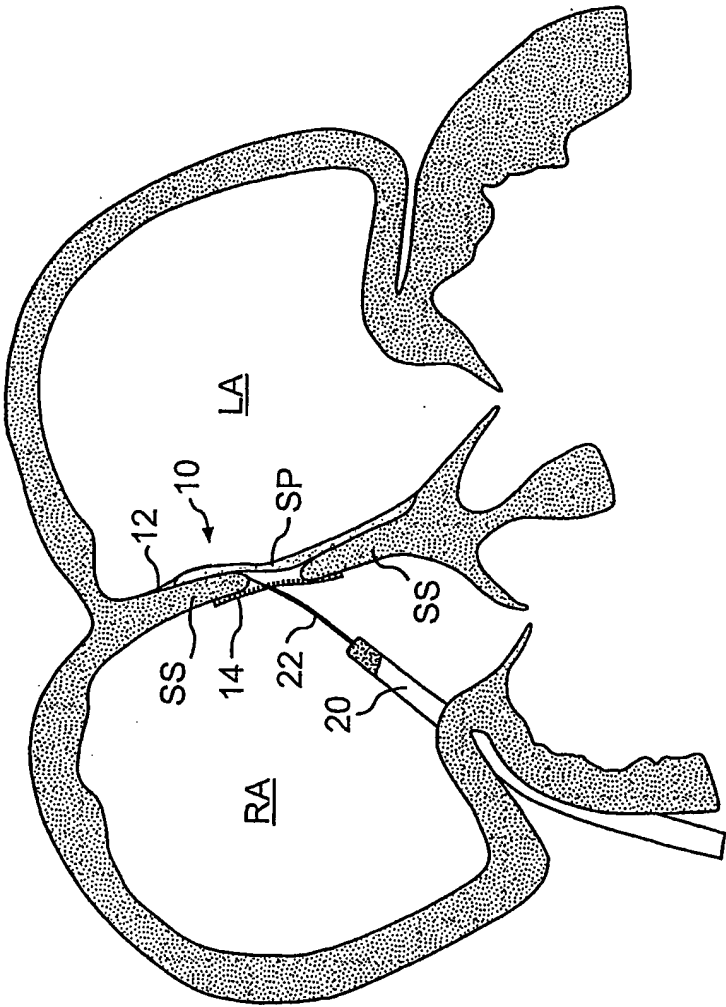


FIG. 9

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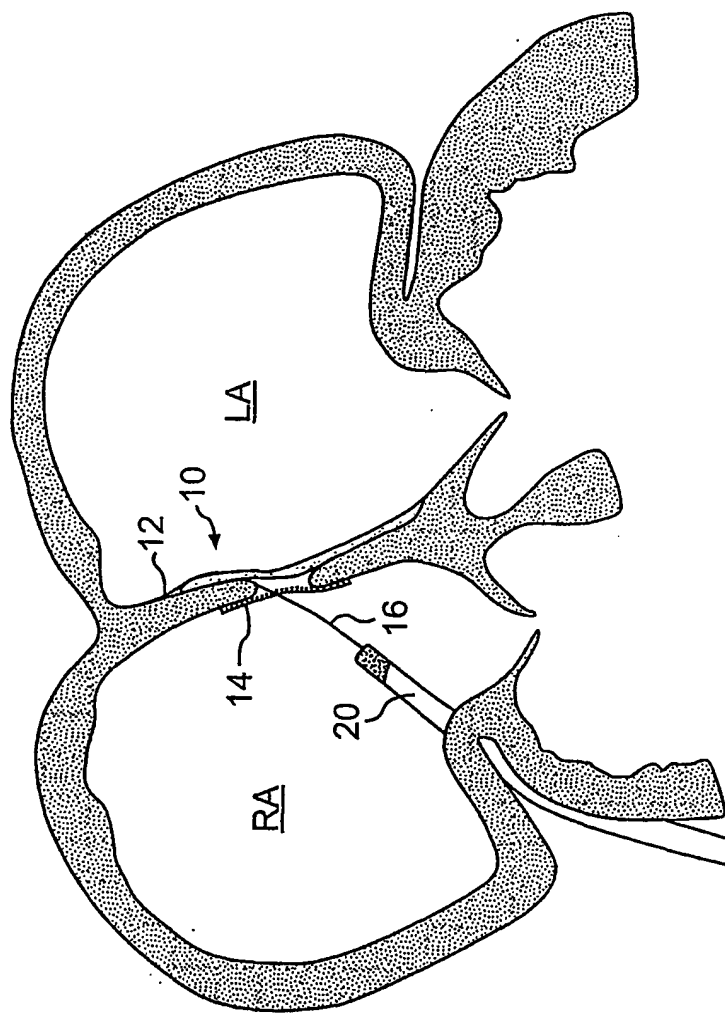
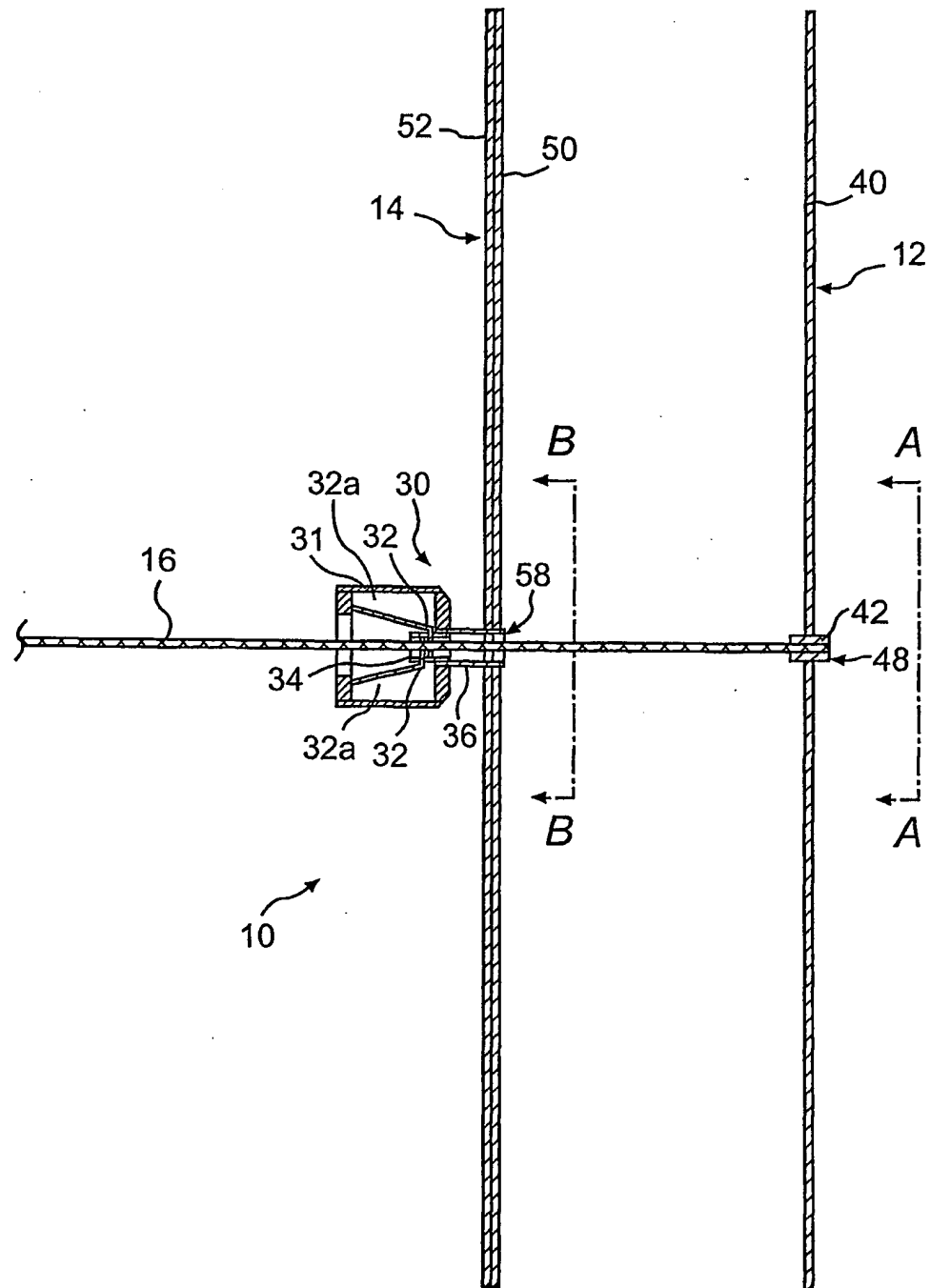
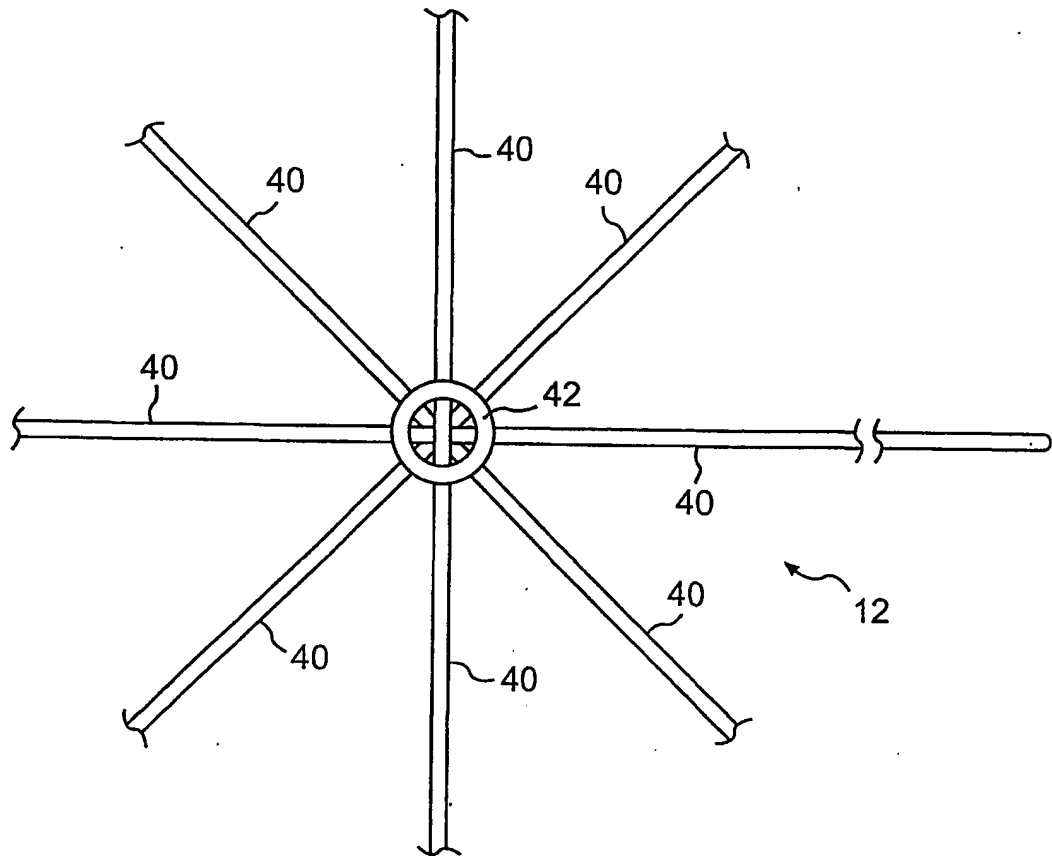


FIG. 10

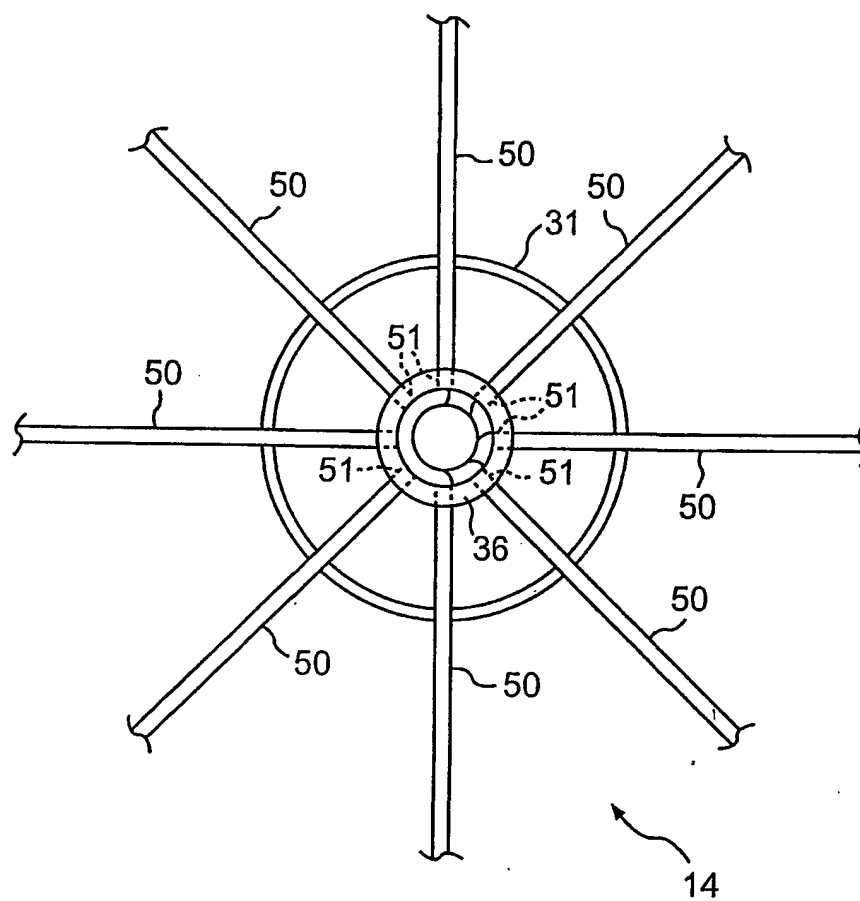
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**FIG. 11**

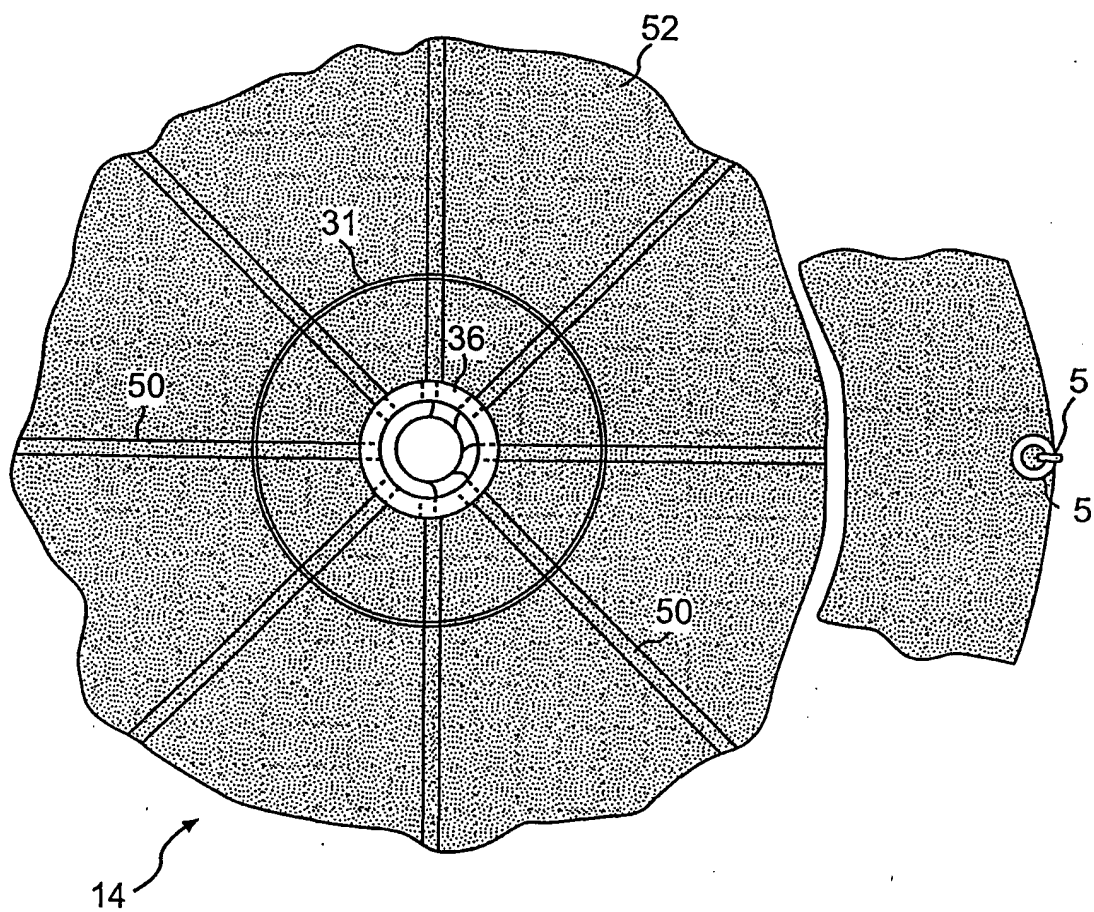
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**FIG. 11A**

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**FIG. 11B**

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**FIG. 11C**

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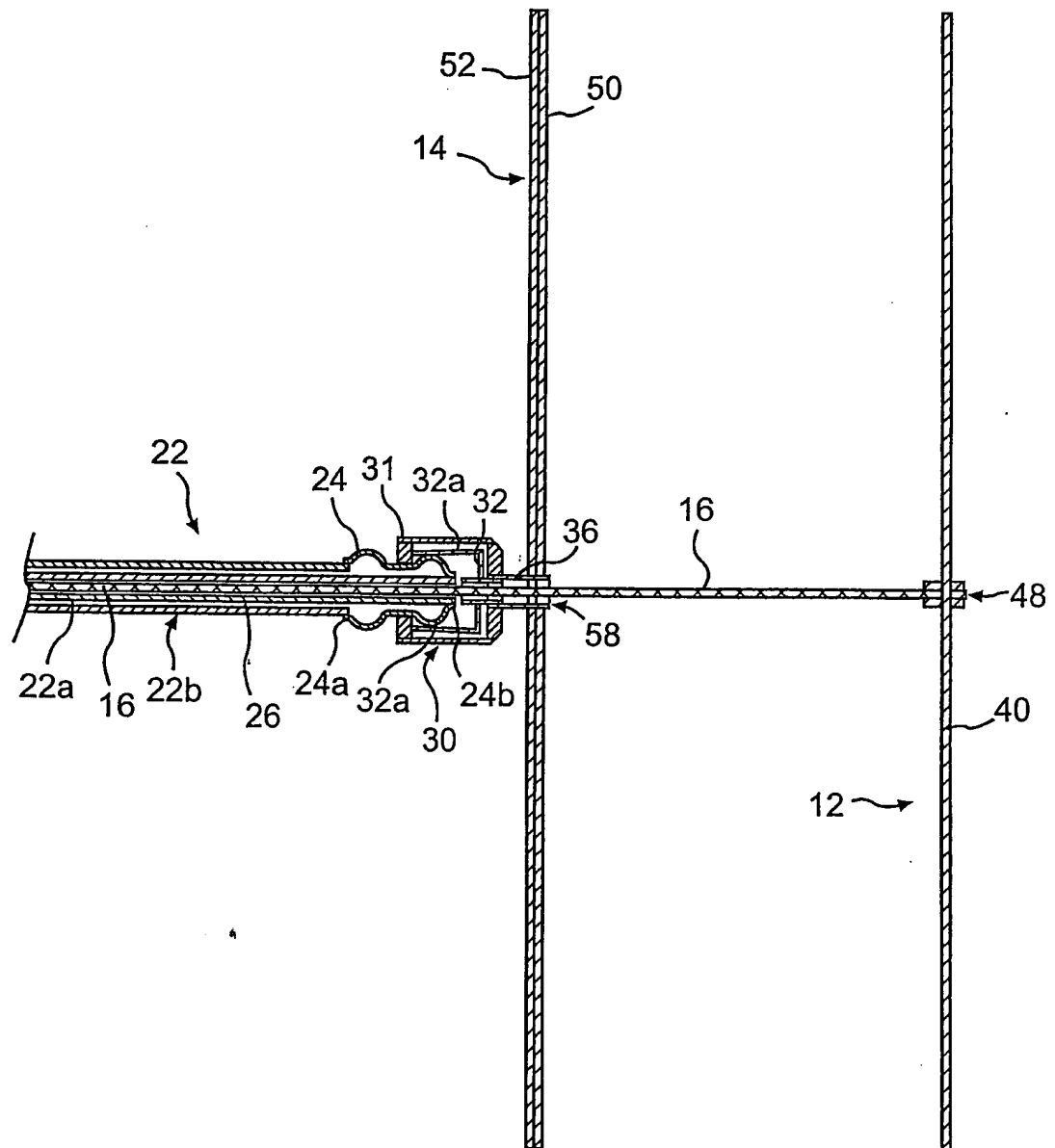


FIG. 12

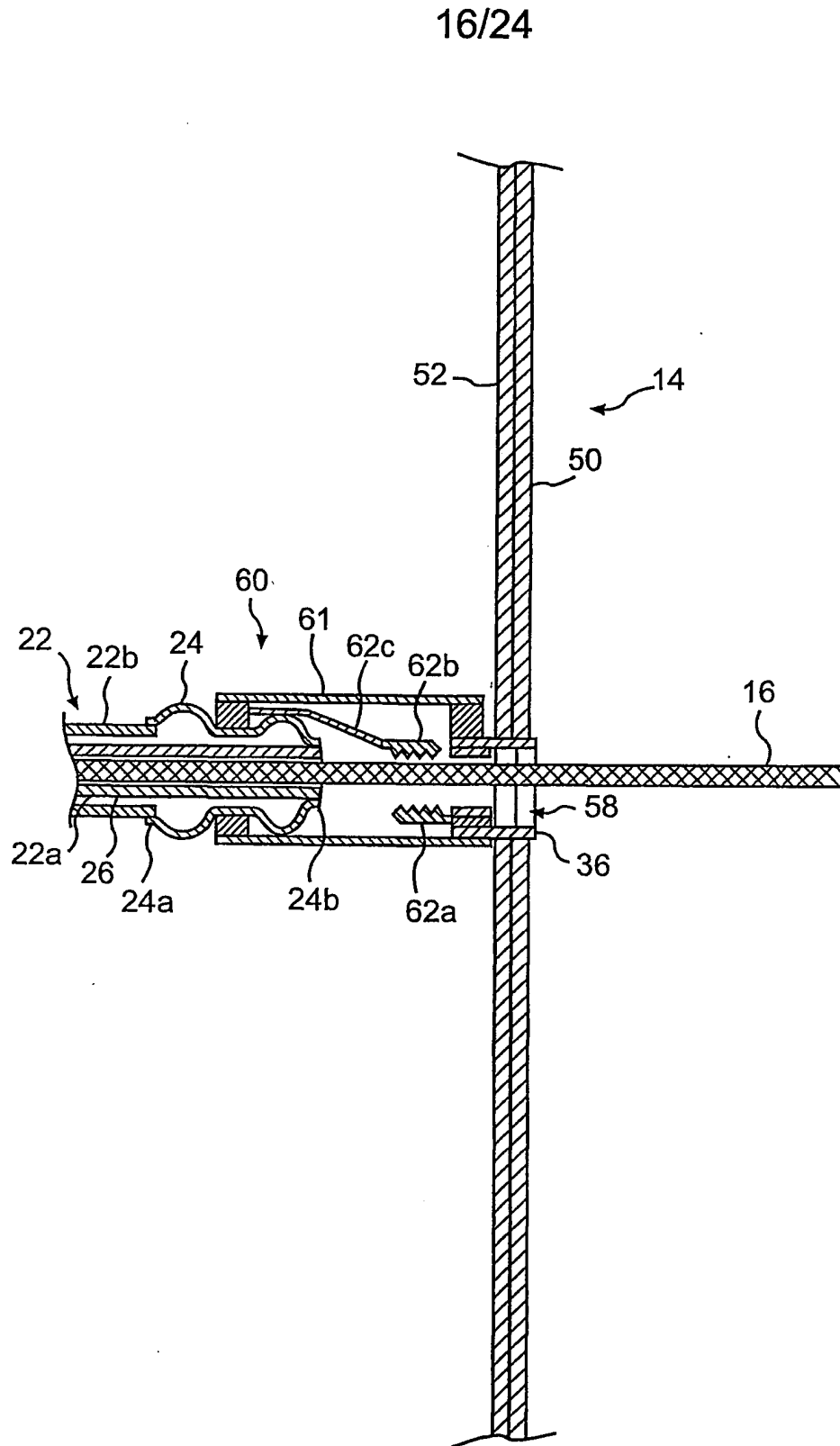


FIG. 13

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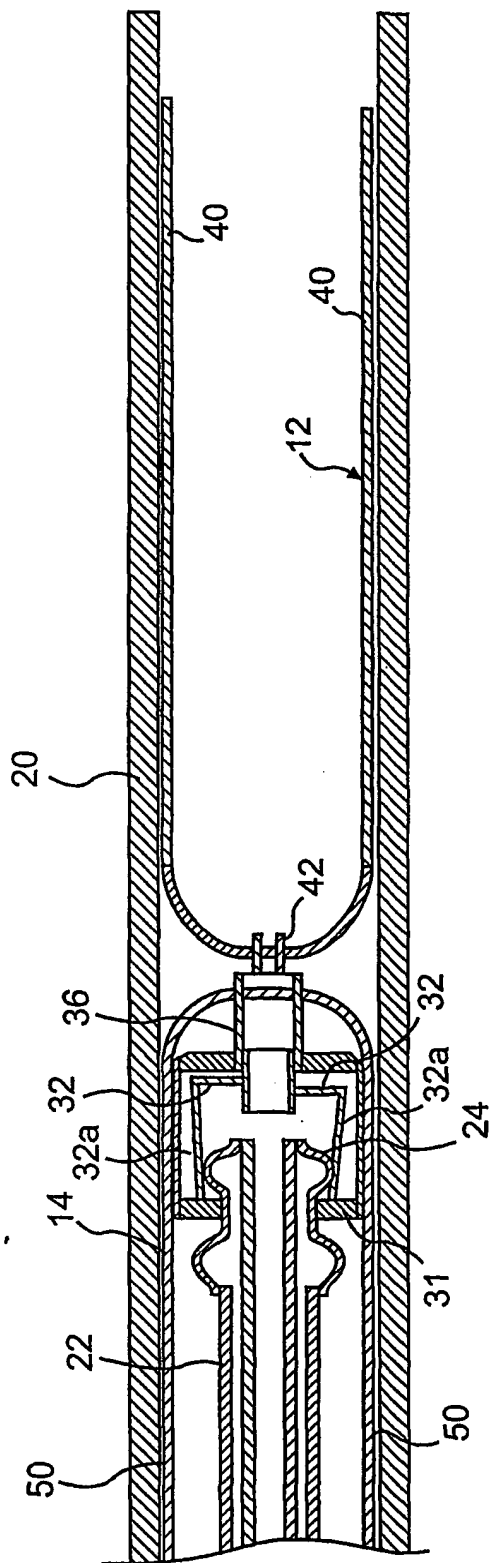


FIG. 15

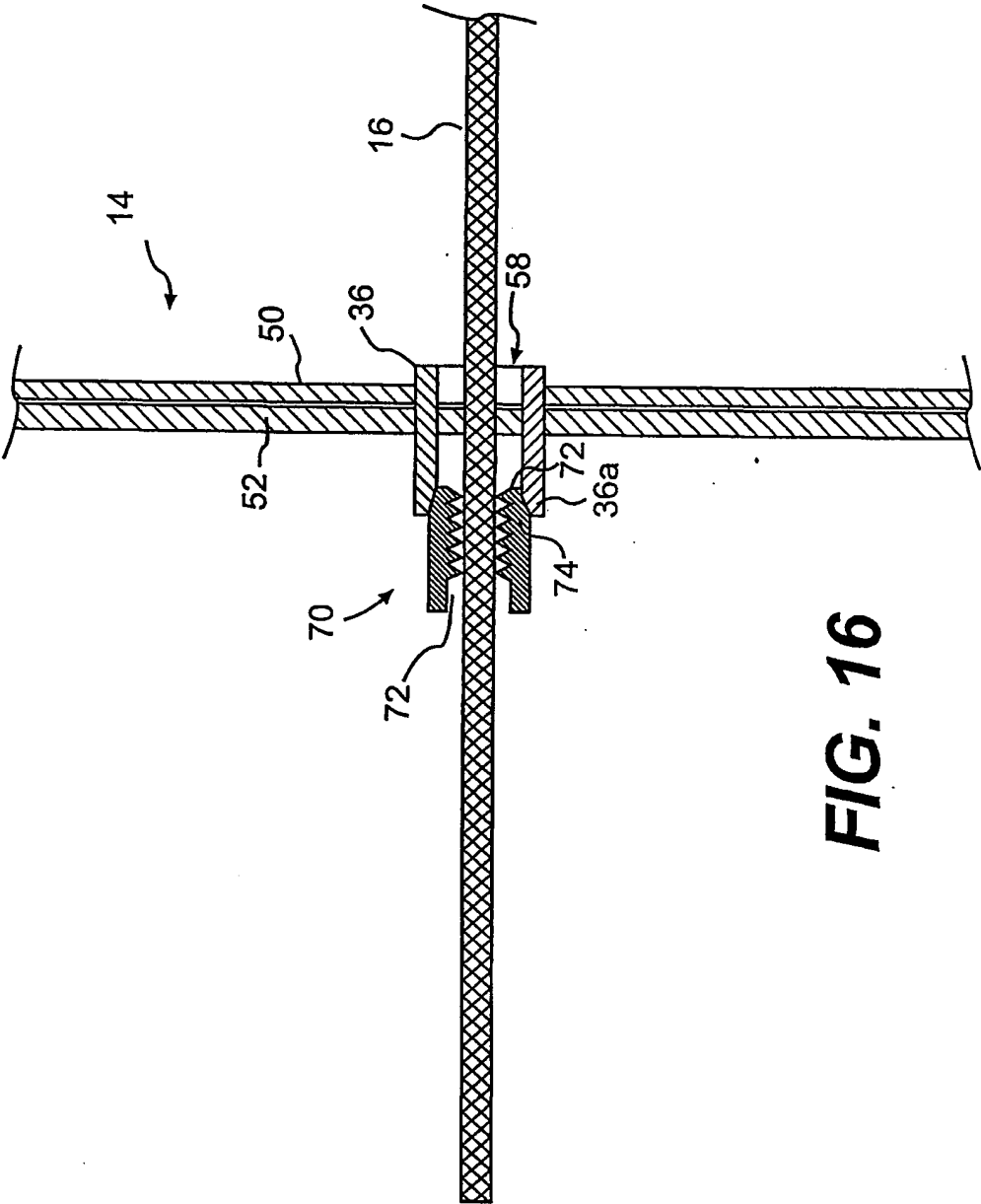


FIG. 16

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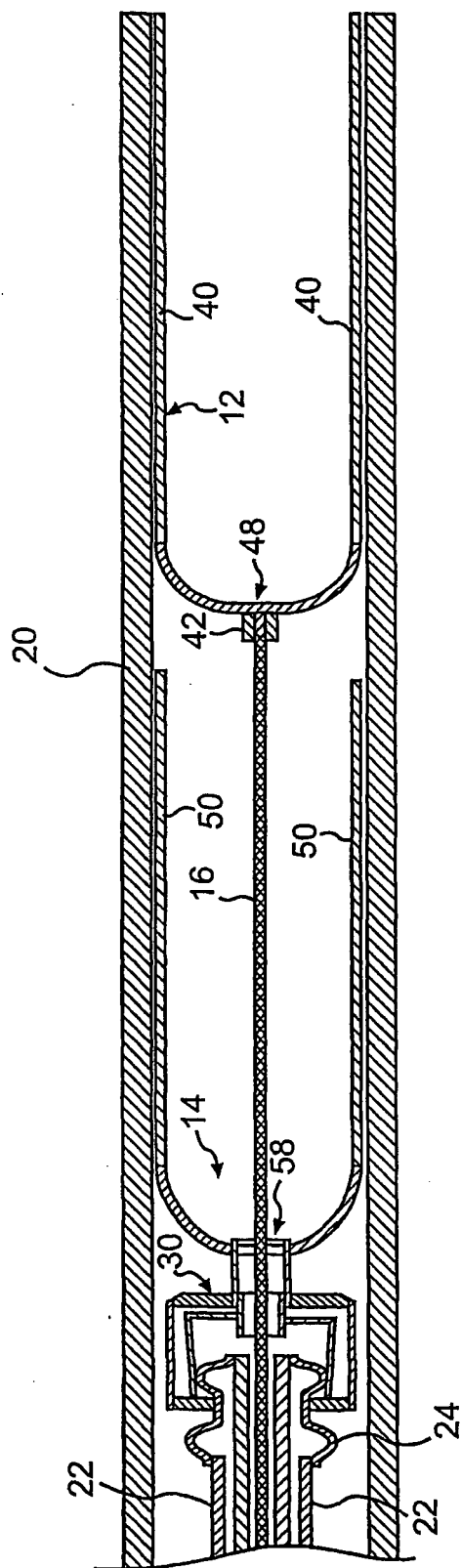


FIG. 17

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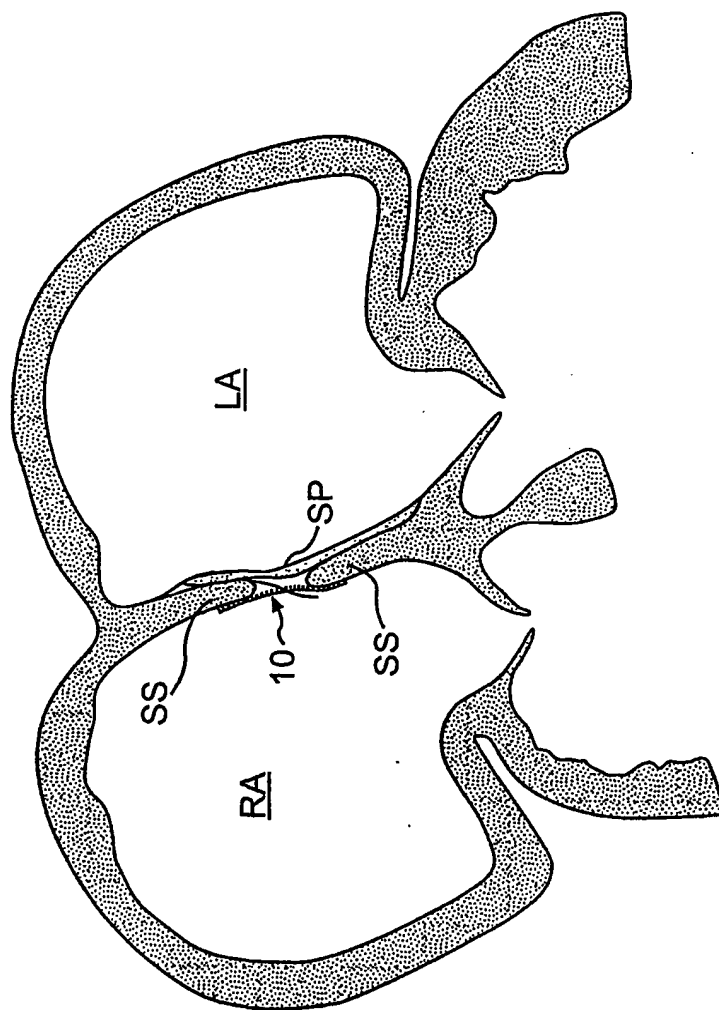


FIG. 18

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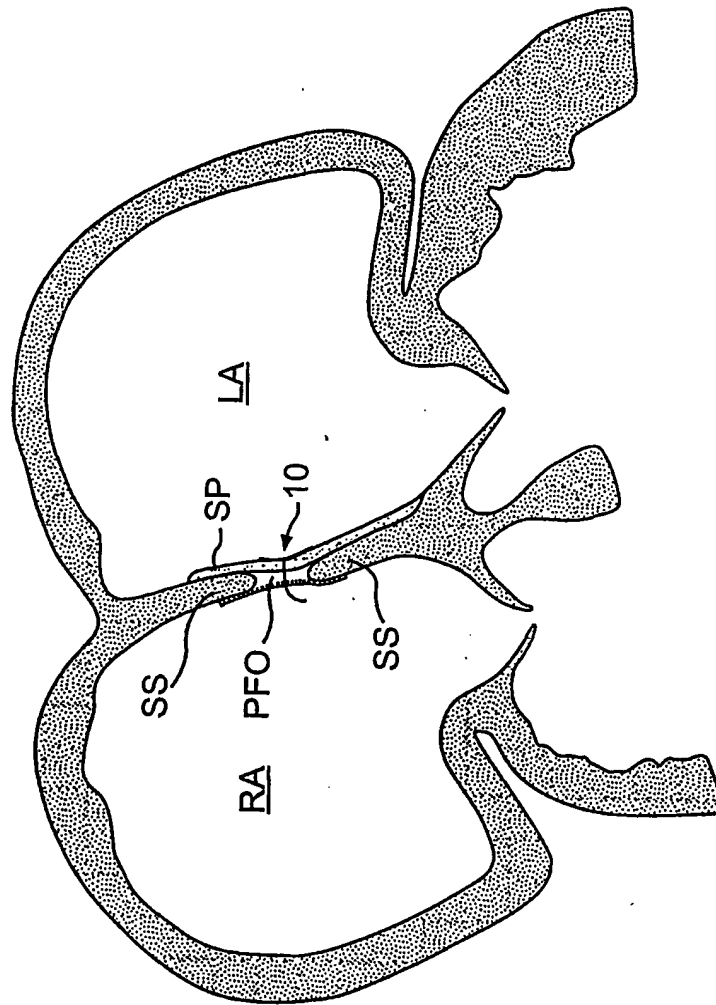


FIG. 19

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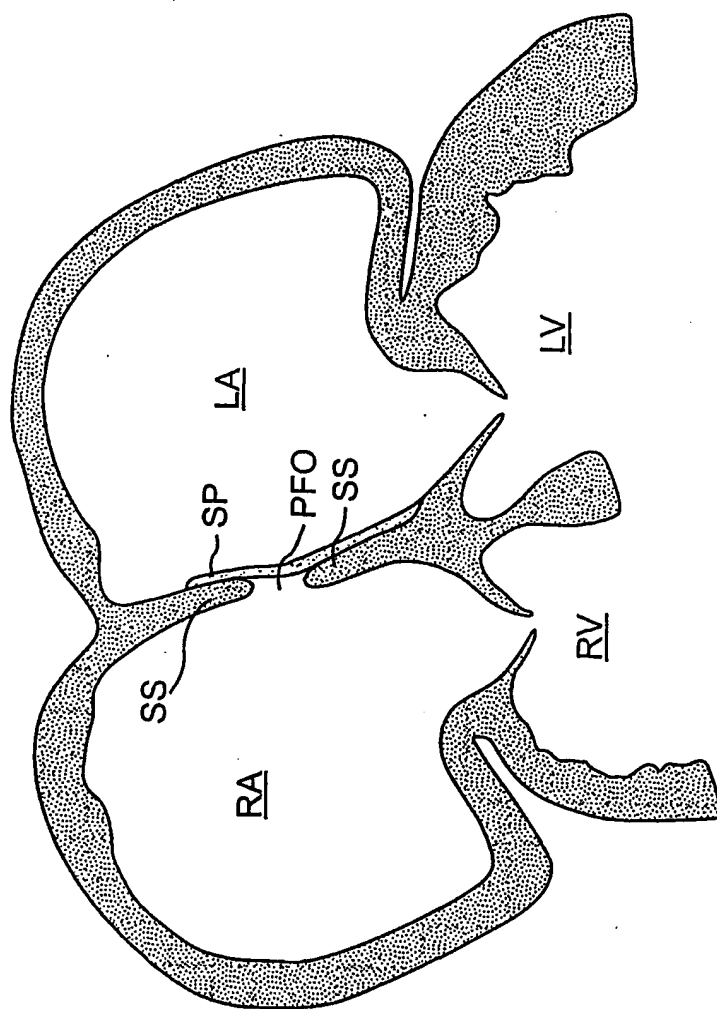


FIG. 20

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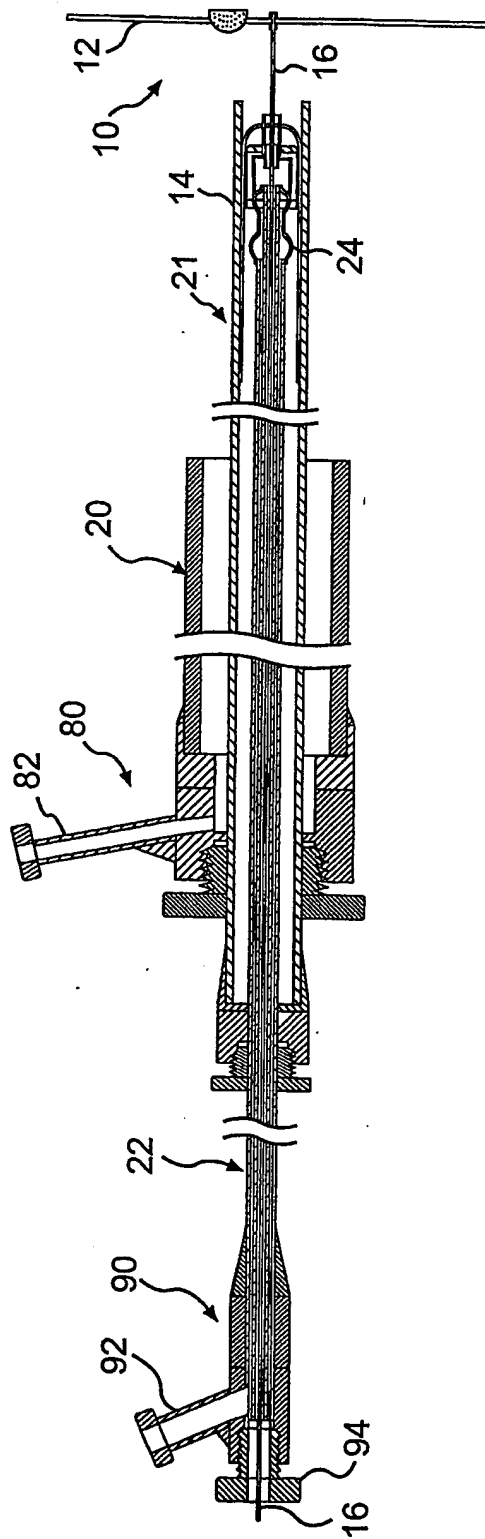


FIG. 21

INTERNATIONAL SEARCH REPORT

onal Application No
PCT/US 02/17012

A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 A61B17/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A61B

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 6 079 414 A (ROTH ALEX T) 27 June 2000 (2000-06-27) column 19, line 1 -column 20, line 26 figures 9-14	1-4, 6-9, 17
X	US 5 944 738 A (AFREMOV MICHAEL R ET AL) 31 August 1999 (1999-08-31) column 2, line 63 -column 3, line 19 column 8, line 50 -column 9, line 15 figures 3,10,12	21,22, 24,40, 41,98,99

☐ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

* Special categories of cited documents:

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E earlier document but published on or after the international filing date

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O document referring to an oral disclosure, use, exhibition or other means

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T later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

X document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

Y document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

A document member of the same patent family

Date of the actual completion of the international search

30 October 2002

Date of mailing of the international search report

06/11/2002

Name and mailing address of the ISA

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INTERNATIONAL SEARCH REPORT

International application No.
PCT/US 02/17012

Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☒ Claims Nos.: 42-92
because they relate to subject matter not required to be searched by this Authority, namely:
Rule 39.1(iv) PCT - Method for treatment of the human or animal body by surgery
2. ☐ Claims Nos.:
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:
3. ☐ Claims Nos.:
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this International application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

INTERNATIONAL SEARCH REPORT
Information on patent family members

Int. Application No
PCT/US 02/17012

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
US 6079414	A	27-06-2000	US 5797960 A	25-08-1998
			US 5571215 A	05-11-1996
			US 5452733 A	26-09-1995
			US 2002096183 A1	25-07-2002
			US 2002100485 A1	01-08-2002
			US 6401720 B1	11-06-2002
			AU 5308996 A	07-11-1996
			CA 2218545 A1	24-10-1996
			EP 0822777 A1	11-02-1998
			JP 11503646 T	30-03-1999
			WO 9632882 A1	24-10-1996
			US 5855614 A	05-01-1999
			US 5823956 A	20-10-1998
			US 5829447 A	03-11-1998
			US 6346074 B1	12-02-2002
			US 6161543 A	19-12-2000
			US 5924424 A	20-07-1999
			AU 702940 B2	11-03-1999
			AU 1099595 A	27-06-1995
			CA 2177490 A1	15-06-1995
			EP 0732890 A1	25-09-1996
			JP 9509585 T	30-09-1997
			US 2002062065 A1	23-05-2002
			US 2002068855 A1	06-06-2002
			US 2002062066 A1	23-05-2002
			WO 9515715 A1	15-06-1995
			US 6283127 B1	04-09-2001
			US 5613937 A	25-03-1997
			US 6451054 B1	17-09-2002
			US 5713951 A	03-02-1998
			US 5728151 A	17-03-1998
			US 5718725 A	17-02-1998
			US 5682906 A	04-11-1997
			US 5766151 A	16-06-1998
			US 6010531 A	04-01-2000
			US 6029671 A	29-02-2000
			US 6125852 A	03-10-2000
			US 5814016 A	29-09-1998
			US 5980455 A	09-11-1999
			US 5972030 A	26-10-1999
			US 2002029783 A1	14-03-2002
			AU 688303 B2	12-03-1998
			AU 6024594 A	14-09-1994
			CA 2154354 A1	01-09-1994
			EP 0684781 A1	06-12-1995
			JP 8511694 T	10-12-1996
			WO 9418881 A1	01-09-1994
			US 5425705 A	20-06-1995
			US 5569274 A	29-10-1996
			US 5735290 A	07-04-1998
US 5944738	A	31-08-1999	AU 737934 B2	06-09-2001
			AU 1074899 A	23-08-1999
			CA 2319521 A1	12-08-1999
			CN 1283973 T	14-02-2001
			EP 1052944 A1	22-11-2000
			JP 2002502625 T	29-01-2002
			WO 9939646 A1	12-08-1999

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